

MUNICIPAL RECORD



MINUTES OF THE PROCEEDINGS

OF

THE COUNCIL

OF THE

CITY OF PITTSBURGH

FOR THE YEAR 1922

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\$10,000.00 from Code Account No. 1777, Bureau of Parks, and No. 1632, Bureau of Water, to No. 1582, Bureau of Engineering	504, 566
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\$3,900.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1567½, Repairs to Point Bridge	416, 434
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\$6,878.76 from Code Account No. 42, Contingent Fund, to Nos. 1048, 1049 and 1050, Transit Commission		504, 524
\$1,561.25 from Code Account No. 42, for construction of boardwalk and steps on Milroy avenue, and on right-of-way between Straub's lane and Liedertafel way		505, 534
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\$1,500.00 from Code Account No. 1745, Filtration Division, to No. 42-11, Contingent Fund		539, 568
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Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, January 2nd, 1922.

No. 1

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.

Monday, January 2, 1922.

On Monday, January 2, 1922, at 10 o'clock a. m. the members-elect of the Council of the City of Pittsburgh, together with those holding over, convened in the Council Chamber of said City, in accordance with the provisions of the Act of Assembly of the Commonwealth of Pennsylvania, approved May 31, 1911.

The Council was called together by Edward J. Martin, City Clerk.

And on motion of Mr. Herron, Mr. Martin was elected chairman pro tem of the meeting.

The Chair presented
No. 1.

Commonwealth of Pennsylvania, } ss:
County of Allegheny

I, John Vogt, Prothonotary of the Courts of Common Pleas in and for the County and State aforesaid, do hereby certify, that at an election held on the eighth day of November, A. D. 1921, William Y. English, P. J. McArdle, John S. Herron, James F. Malone and Wallace Borland were duly elected to the office of Council of the City of Pittsburgh, County and State aforesaid.

Witness my hand and the seal of said Court the 15th day of December, 1921.

(Seal of County
of Allegheny)

JOHN VOGT,
Prothonotary.

Which was read, received and filed.

And the Chairman requested the following members-elect, Messrs. Wallace Borland, William Y. English, John S. Herron, James F. Malone and P. J. McArdle to arise in their places to take the oath of office, which was administered to them by the City Clerk, Edward J. Martin.

The roll being called, the following members responded to their names:

Present—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters

Absent—Mr. Garland.

A quorum being in attendance, Council proceeded to the election of a President.

Mr. English arose and said:

Mr. Chairman, I desire to nominate for the office of President of Council one who by experience and ability is well qualified to preside over this body. We are now governed by the party system in our municipal elections. I believe every member of Council is an adherent of the Republican Party.

It is natural, therefore, that we should select for our President, a man who has been a stalwart Republican. We are fortunate in having in the Council a man who measures up to every requirement. The man I propose has always been active in the campaign for Republican candidates for many years whether in City, County, State or Nation. He has already been honored by the Republican Party as Vice Chairman of the Executive Committee of Allegheny County. In the recent election he was promoted to the position of Acting Chairman on account of the candidacy of the Chairman.

I believe the man I offer for your consideration has the sense of appreciation a presiding officer should have for I believe he will give every member a square deal and will render decisions without fear or favor. I know he understands the line of demarcation between the executive and legislative branches of the City government. I know he will be mindful of the respect which is due the executive and also of the respect due the Council. I feel sure that under his guidance there will be harmony in this Council and there will be co-operation with the Chief Executive. I know from his record in Council that he has voted the courage of his convictions. I have not always agreed with him and expect in the future that I may often disagree with him, but I am satisfied that he will serve with dignity and respect, and will be a credit to us if we elect him as our President. I take pleasure in presenting the name of **Daniel Winters**.

Mr. Malone arose and said:

Mr. Chairman, I rise to second the nomination of **Mr. Winters**.

And there being no other nominations, the nominations closed on the name of **Daniel Winters**.

And the result of the voting was as follows:

For **Daniel Winters**:

Messrs.

Anderson	Malone
Borland	Winters
English	

When the name of **Mr. Herron** was called, he arose and said:

Mr. Chairman, I vote for **Mr. Robert Garland**.

When the name of **Mr. McArdle** was called, he arose and said:

Mr. Chairman, I vote for **Mr. John S. Herron**.

When the name of **Mr. Robertson** was called, he arose and said:

Mr. Chairman, I vote for **Mr. John S. Herron**.

When the name of **Mr. Winters** was called, he arose and said:

Mr. Chairman, a majority of Council want me. Following the precedent established by the retiring President, I cheerfully vote for myself.

And **Mr. Daniel Winters** received five votes.

And **Mr. Robert Garland** received one vote.

And **Mr. John S. Herron** received two votes.

And **Mr. Daniel Winters**, having received a majority of the votes of Council, was declared duly elected President for the ensuing term.

Mr. English moved

That the election of **Mr. Winters** as President of Council be made unanimous.

Mr. Robertson arose and said:

Mr. Chairman, I rise to a point of order. I think the gentleman is out of order.

The **Chair** ruled

The Point of order "well taken."

The **Chair** said:

I appoint **Mr. English** and **Mr. Anderson** to escort the President-elect to the Chair.

Mr. English arose and said:

Gentlemen and Friends:—I take pleasure in presenting to you the newly elected President of the City Council for the term beginning today and ending the seventh day of January two years hence—**Daniel Winters**.

Mr. Winters arose and said:

Members of Council, Ladies and Gentlemen:—I regret, of course, that my election as President of Council could not be made unanimous. I accept such a situation with all the responsibility that it may entail, feeling myself equal to any such situation.

I regret very much that the oldest member of this Council is unable to be present at this meeting. I received a message from him through Hon. E. V. Babcock, Mayor, expressing his god wishes to the body, wishing all the members a Happy New Year, and stating that he is progressing nicely and will be out next week. I know all his friends will be glad to hear this.

I have a few remarks to make which I will read so that I may not be misquoted.

I want to thank you gentlemen of Council for the honor and confidence you have placed in me by electing me President. It is an honor of which I am keenly sensitive and appreciative. I was born in the City of Pittsburgh, as was my father before me and am proud of its greatness. I am proud of its place among the great Cities of the country and its history. I shall do everything in my power and believe you will also to advance its interests.

Today is the beginning of a new year and a new era in the City Government. We are beginning the new year with a new Chief Executive and a new Council re-organized to the extent of one-third of its membership, and a new condition of government. Since 1913 until this present date we have operated under a non-partisan system of government. The last legislature saw fit to change that system and revert again to the party system, by which form of government the county, the state and the nation are operated. This is a departure from the established custom of the last nine years.

In the recent campaign for the offices of Mayor and Council the candidates elected submitted their candidacy to the Republican electorate with certain defined principles and policies, which incorporated their views of the City's needs and the remedy. Their nomination and election is equivalent to a covenant with the people of Pittsburgh guaranteed by Republican Party responsibility. With an administration headed by a Republican Mayor and all of the present members of Council Republicans, I am concerned for the welfare of the Party and the keeping of the faith.

For the past 9 years (ever since the institution of the non-partisan system), considerable public agitation and confusion in the Council itself has been caused by factional differences. The Chief Executive who takes his oath of office today and the members of Council, in pledges made to the people of Pittsburgh, promised that a supreme effort would be made to wipe out factional differences and harmonize the executive and legislative branches of the City Government, to the end that the City business would be conducted efficiently and intelligently. I urge upon you to give your fullest support that these promises be made good.

We have just recently emerged from the most terrible war in the history of the world. Since the conclusion of this war the whole world has become appalled at the charges and results of extravagance, mismanagement and heretofore unheard of expenditures. The watchword now is economy and efficiency in the administration of all governmental functions, so that taxes which have become burdensome, almost to the extent of confiscation, shall be reduced. To this end I urge your cooperation to the fullest extent with the Chief Executive of the City in consummating this result. Council

recently jointly agreed with the incoming Chief Executive in matters of retrenchment, efficiency and reduced expenditures for the management of the City Government for 1922.

Members of Council are elected by the people and owe an accounting to the people for their stewardship. It should be borne in mind that Council has its own responsibilities and has its own decisions to make in many questions that come before the body. There is a distinct difference between the legislative and executive responsibilities. Each has its own prerogatives. Each should extend to the other courtesy and consideration that, under the law and all fairness, are due. Each should safeguard and protect its prerogatives.

All of the names of the department heads which constitute the Mayor's cabinet should receive your prompt approval and all possible help be given to the Chief Executive in his requests and the requests of his department heads, which, in your judgment, are fair and reasonable.

Let all past differences be laid aside and let us start the new year with a resolution that we are going to function with one thought in mind—the advancement of the City of Pittsburgh and its people.

Council is ready for business. Mayor Babcock is present. Would you like to say something to the new Council, Mayor?

Hon. E. V. Babcock, Mayor, arose and said:

Mr. President and Gentlemen of Council, I am grateful to you, Mr. President, for the opportunity of facing this audience this morning and bidding you good-bye as I step out of the Mayor's office and hand it over to the Mayor-Elect.

I am grateful to all of you for the able assistance many of you have rendered me in the stewardship of the Mayor's Office. A mayor cannot be much of a mayor without the assistance and cooperation of the people of the city of which he is the head. Nearly all of you helped me and I retire with extreme gratitude to you all.

To the President of Council, I congratulate you upon your election. I know you will have a responsible position to fill.

I beg and beseech of your consideration for your Chief Executive, and I ask you, in all earnestness, not to hand him the treatment that you

handed me at time. It gets you nowhere, it retards him; it is not for the best interest of the city that you are elected to serve.

Mr. President, I recommend that you recess and take up the Mayor's appointments at the earliest hour he wants you to consider them, and do not treat him as Council treated me four years ago. Gentlemen of Council it is a duty you owe him. I am

not here to criticize and chastise the members of Council. I retire from the office of Mayor with a feeling that I have kept the faith and lived the life and made the best Mayor that I could, and if any of you think you can do better I hope to God you have the opportunity.

May this new year that we are now entering have the best for all of us in it—for you my good friends of Pittsburgh. Let us pull together in this public life as you would in private life so that this may be a better city, a better state and a better nation for all of us to live in.

At this time Mr. Winters took and subscribed to the oath of office as President of Council, which was administered to him by E. J. Martin, City Clerk.

Mr. English moved

That a committee of three be appointed to draft a set of rules for Council and to recommend any amendments they may desire.

Mr. English arose and said:

Mr. President, the thought in my mind at this time is, that the present rules are satisfactory with one exception. To my mind, since the President of Council will not be the Chairman of any standing committee and therefore will not have the opportunity of presiding over committee meetings, I thought, perhaps, we might adopt a new scheme. My purpose is to adopt a new rule to the effect that the President of Council would preside at all hearings for the reason that the people of Pittsburgh when they appear before Council for hearing do not know whether we are sitting as Council or committee, and I want to put on the President of Council the burden of arranging hearings with the public.

Mr. Herron arose and said:

Mr. President, I see no objection to that; but if we are to start as you said, in a spirit of co-operation, the committee should be appointed if the motion is adopted, and when the recommendations of the commit-

tee are submitted to Council we can then discuss them.

The Chair said:

I agree with you, Mr. Herron. The committee should be appointed and then their recommendations submitted to Council and discussed.

And the question recurring on the adoption of the motion, "That a committee of three be appointed to draft a set of rules for Council and to recommend any amendments they may desire?"

The motion prevailed.

And the Chair appointed Messrs. English, Malone and Herron on the committee.

The Chair said:

I am going to call upon the newly-elected members for remarks. Mr. Borland.

Mr. Borland arose and said:

Mr. President and Members of Council, Ladies and Gentlemen: I feel very highly honored today because of my election as a member of Council of the City of Pittsburgh.

I am going to try to live up to the promises I made during the campaign—that is to do the best I can for the City and its citizens and to co-operate with Mayor-Elect Magee to carry out his pledges. That is all I have to say at present.

Mr. Malone arose and said:

Mr. President, Members of Council, Ladies and Gentlemen: In assuming the duties of a member of Council of the City of Pittsburgh, I realize the responsibilities and obligations of this office, and I intend to comply with them. For quite a number of years we have been electing City officials on a non-partisan ballot. At the recent election, all of the new officials, the Chief Executive and the new members of Council were elected on the Republican Ticket, and I believe this selection adds an additional responsibility to the Chief Executive and the Council. I believe it will have a tendency to bring about a better feeling of co-operation between the executive and legislative branches of the government. One of the most important things in any successful organization is harmony, and I believe that should be the aim of all the members of Council—to bring about harmony between the Mayor and Council.

I shall not take up your time with a long speech at this time, except to extend to the voters of Pittsburgh

my heartfelt thanks for the support and assistance they rendered me during the recent municipal election, and in turn I pledge to render the best service I know for the City and its people.

Mr. McArdle arose and said:

Mr. President, I presume that most every one who is present will understand that this is not the first time I have been inducted into the office of Council of the City of Pittsburgh.

I want to say that I come today with no different attitude toward this office than I ever came before. I have been elected to this office under a non-partisan program and twice under a party program, and while witnessing those changes I have never seen the necessity of any change in the mental attitude of myself or any other public officer towards the responsibility that he assumes, and I confess that there is no change in mind.

I come to this office filled with a sense of responsibility to the citizenship of Pittsburgh, and I hope that the time will never come when I shall be even weakly tempted to have anyone except myself, be it political party, political faction or other individuals, responsible for my act as a public officer except me alone; and with this thought in my mind I made my oath of office today just as I made it six years ago and just as I made it in 1912 when I accepted this office as the result of a partisan election.

I have learned nothing new recently regarding the relative positions in municipal government and the administrative and legislative bodies.

I flatter myself that I have always been able to discern the very marked difference between the responsibilities and duties that each of these had laid down to them by the law and all of my acts have been taken with that thought in mind.

In my past services I made no profession to have served without error, and I harbor no false hope that I shall fill the term that I now embark on without error of judgment, but I do look back with marked satisfaction to my past official career and am able to say that I have no apologies to make for anything that I have ever done, and I apply that too beyond my services as a member of Council. I apply it to all public service that I have ever rendered and make the claim, defiant of successful

contradiction, that any of it was rendered with any other object in mind than to make a surer foundation for honest, stable and efficient municipal government.

And I embark upon this new tenure of office with a determination to allow that program to mark my course.

I made no pledges to the people of Pittsburgh—to anyone except myself—that my course of action (having in mind then and explaining then that that course of action) would be in accordance with what I believed to be the desire and will of the people that I represent, and that is my position now. So long as I am able to bring myself into accord with my colleagues in Council and with the Mayor of the City of Pittsburgh, it shall give me the same pleasure that it has always given me in the past. When I am able to do that I shall have no hesitancy in assuming fully my own official responsibility. That is my program during the course of my official career.

I want to take this opportunity of publicly expressing the very keen feeling of regret that I have in coming back to Council I shall not have the pleasure of serving with Mr. A. K. Oliver. I regret sincerely his retirement from public office, and I have that regret because I am convinced that in my career as a public officer I have met few men who have brought to the responsibilities of public office a clearer mind, a fuller measure of courage, a fuller determination and will to give thought and study to enable him to reach sound, sensible conclusions upon the things that came before him for his judgment.

Beyond those remarks, Mr. President, I have nothing further to say.

The Chair arose and said:

I am sure, Mr. McArdle, that we all agree with you in your statement about Mr. Oliver. I especially agree with you because I did so much to make him a member of Council. I also regret the passing out of Council of my friend, John H. Henderson.

Mr. Herron arose and said:

Mr. President, I am very sorry to say that I am compelled to call your attention to the fact that I am here.

I want to say that I am very grateful to the people of Pittsburgh who made it possible for me to be sworn in as a member of this Council. I am, indeed, fortunate, and I

appreciate far more than I can find words to express that I have been selected again to represent the people of Pittsburgh.

I have been maligned; I have been abused; so, Mr. Mayor, you must not take it so much to heart. You must not take it too hard that Council put too many obstacles in your way. Four years ago you made certain promises that Council wanted kept and that was the reason for some of these obstacles. However, in passing, I have learned to respect you and I have a high regard for you as a man and I wish you well with a full heart, because I know you are a 100 per cent man, and that is as much as any man can say of another.

Two years ago I voted for myself for the position of President of Council, and honest to goodness, I never regretted it, and I hope, Mr. President, that you will never regret it. I want to say seriously that I will try in the future, as I have in the past, to represent all of the people of Pittsburgh. I will give you all the support it is possible for one man to give. This little by-play has been just an effort to have you take the same dose that you prescribed for me two years ago.

The Chair arose and said:

I will take it cheerfully, Mr. Heron, and I thank you kindly for your kind expressions, and I assure you that I am the best President in the Winters family. It would be very unkind of me not to call upon the "People's Champion."

Mr. English arose and said:

Mr. President, I do not have much to say on this occasion, but I do want to throw out a word of warning not only to the members of Council, but to this great audience. Sometimes we get a square deal in our business before the public. Many times we do not get a square deal. I can claim as one man in the Council that I have tried to serve the people and it is a matter of record that on the three occasions I went before the PEOPLE for their vote the PEOPLE put the stamp of approval upon my candidacy. Having done that, why should I hold any allegiance to anyone except the PEOPLE who elected me and who pay me for serving them?

People laugh at me because I seem to take my religion so seriously. I do not mean this so-called mixture of religion and politics. I do not

believe in this thing of condemning a man because he happens to be a Catholic and on the other hand boosting a man because he happens to be a Protestant.

When I put my hand up and subscribed to the oath of office, I swore before Almighty God, in the presence of these witnesses, that I would serve the people with fidelity as I shall answer at the Great Judgment, and I have tried to do the right thing because I am always in fear of doing something which would be counted against me on Judgment Day.

Many times my motives were misinterpreted and misconstrued, but you in this Council know that I have never knowingly deviated from the thing that I thought was right.

Mr. President, it may sound egotistical but I think I have established a reputation which I must live up to. I have heard it said about me on measures pending in Council, "There is no use bothering English; if the ordinance is right he will know it and you do not need to see him. On the contrary, if the ordinance is not right, there is no use trying to persuade English to be for it, for he will tell you it is wrong and he will not vote for it. I am proud of that reputation. It will be my earnest hope and desire to live up to that reputation. I shall give to the citizens the best service I can.

I have been maligned many times because of my endeavor to do what I thought was right. We are going into a new year. We are now under a Republican form of government and the Republican Party will be held responsible for our mistakes. They will be blamed if we fail to live up to the confidence which the people of Pittsburgh have placed in our hands. I say to you and I hope everyone will carry it from this meeting that if we all work for harmony we are bound to get harmony; but if we keep up the factional and petty fighting that has been going on for years, we cannot have harmony. For my part I propose to give every measure and every person who comes into this Council a square deal and I expect everyone to give me a square deal; but I intend to get a square deal if I have to fight for it.

The Chair declared a recess until 11:45 o'clock a. m. and remain in session until the inauguration ceremony of the Mayor-Elect has ended.

And Council took a recess until 11:45 o'clock a. m.

AFTER RECESS.

The hour of 11:45 o'clock a. m. having arrived, and the time of the recess having expired, Council was called to order, and there were present:

Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Absent—Mr. Garland.

The Chair stated

That the members of Council would now proceed to the corridor of the City-County Building, for the purpose of attending the inaugural ceremonies of the Honorable William A. Magee, Mayor-Elect.

And the Council proceeded to the corridor of the City-County Building for the purpose of attending the ceremonies.

And there were present:

Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Absent—Mr. Garland

The Chair appointed Messrs. English, Herron and McArdle to escort the Mayor-Elect to the platform in the corridor of the City-County Building to subscribe to the oath of office.

The committee retired to wait upon the Mayor-Elect to escort him to the corridor of the City-County Building.

The committee having returned introduced the Mayor-Elect, Honorable William A. Magee.

The Chair presented

No. 2.

Commonwealth of Pennsylvania, } ss:
County of Allegheny.

I, John Vogt, Prothonotary of the Court of Common Pleas in and for the County and State aforesaid, do hereby certify, that at an election held on the Eighth day of November, A. D. 1921, William A. Magee was duly elected to the office of Mayor of the City of Pittsburgh, County and State aforesaid.

Witness my hand and the seal of said Court the 21st day of December, 1921.

JOHN VCGT,

Prothonotary.

Which was read, received and filed.

The Chair introduced Honorable Robert S. Frazer, Judge of the Supreme Court of Pennsylvania, who administered the oath of office to Mayor-Elect, William A. Magee.

The Chair said:

Ladies and Gentlemen and Members of Council: I take pleasure at this time of introducing His Honor, Mayor William A. Magee.

Hon. William A. Magee said:

My Fellow-Citizens: I think that you should not expect me today to make any very extended remarks upon what is in my mind and in my heart in connection with the new duties that I have to assume today, acting as your agent and your representative. I have so often during the past three or four months, and then during the past fifteen years or more, expressed my opinion, giving my pledges towards what my intentions were with reference to the government of the City of Pittsburgh.

The foundation stone of my philosophy of government, the kind of government under which we live, a democratic government, is that it is a government of discussion. In the last analysis public opinion always rules. Public officers may have their views, public officers may exercise their authority, some arbitrarily and more frequently unwisely, but in the last analysis, all public men in a democracy most consciously or unconsciously adapt themselves to whatever construction they may put upon what we call the will of the people. We have a thousand means for finding out the expression of the will of the people. Public men must necessarily adjust themselves to that public will. Public men also must, while that public opinion is forming, use their influence to help in the creation of that composite final result that always come from the people in some form or other; and there is where democracy is quickest.

Democracy is quickest in coercing public men into doing and saying, from time to time, things that for the moment might seem popular, but from a long range point of view may turn out to be unwise. Men in

public office, if they are worth anything at all, know more about the facts involved in the public business. They ought necessarily to know more than the private citizen can possibly know, because they have made a profession of this public service.

Public men have their greatest trials when public opinion in its forming stages does not entirely agree with their opinion.

Although the departments of our government, Nation, State, County, City, Borough and Township and School Districts, are the most difficult, the most complex, the thing that requires the greatest study is municipal government.

Many of you have heard me on more than one occasion say that the Mayor of a large city has power and authority to tread upon the lives of the people more than any other public official—certainly more than any man who is occupying merely a private station, and the reason of that is, that our modern life has become so complex. There was a time on a farm when the family was a self-supporting economic unit. They produced their own food; their own clothing, and what little pleasure they had they had to be a self-sufficient unit for that.

The economic division or unit of labor has brought about a condition where nearly everyone, in one sense or another, is an expert—I mean by expert, that he is a specialist. He earns his livelihood and the bread and butter for his family, the clothes they wear, the education they receive, the peace and security in their homes; he earns that by performing some particular task and receiving for that a certain commodity, we call money, and with that money he translates the comfort and security and peace of his family into other terms. In times gone by this economic machine has become more and more complex, and the result has been, within the past fifty years, when our population was strongest on the farm, to put a preponderance on the cities. The cities are growing larger and larger all the time, and the farm population is growing relatively less all the time; and those simple conditions that existed on the farm are translated into the most complex conditions where people bump up against each other every hour and minute of their lives; and the constant collision of these people has constituted the municipal prob-

lem which from time to time and from year to years, become more complex, more and more difficult, and every time that we see a new place where these individual units conflict with each other we have to pass a law; we have to pass an ordinance; we have to regulate the lives of these individuals whose interests conflict with each other; and all of these ordinances regulating the lives of these individuals are committed in this City into the hands of one man who is given authority to appoint men under him and these men further authorized to appoint men under them and so on until we have in this City 6,000 men and women who are under the Chief Executive of the City, who are directed to regulate the lives of its people.

You can see the responsibility put upon the one chosen to execute these laws. You can see that he might use this power in his own interest, in the interest of his friends; he might use it for unlawful purposes, and political purposes; and the best thing I can say is that I will resent and decline to use that power in any of those senses; and to say to you that I fully appreciate the high position I occupy; that I do not intend to allow that to ever enter into my mind; that I shall never use that power for personal gain or to be exercised for myself or for anybody else.

I hope that all persons who have demands to make upon the next administration of a personal nature will take into account seriously what I am saying now. I hope they will look upon, or try to look upon me, and try to look upon these men and woman I have asked to help me, not in a personal sense but as their representatives. We are only your agents and the solemn ceremony that I just went through, my associates and assistants in turn will go through. That oath meant something, and meant what it said, and they and I will try, as far as possible, to forget ourselves as individuals in administering this power, primarily because we are here in the capacity of deputy and not of principal.

I want to say in this connection what I have many times said, that too much is expected of the Mayor; too much is expected of the Director of a department; too much is expected of a City Controller and of the City Council. You must remem-

ber that this authority that was given to us by the Legislature is always and in each case limited. That authority is not absolute. Every authority and power put upon any municipal officer is immediately balanced by some authority and power given to some other municipal officer. In other words, the Mayor is independent of the Council; the Council is independent of the Mayor, and the Controller is independent of both of them, in regard to certain things; and then there is another field where all of them are required under the law to function together, and if they do not function together in that intermediate field the public service is bound to suffer.

I have been thinking most seriously since I have been elected, and it will not be amiss at this time to express the belief that the City Council, the directors of the executive departments and I will be able to function harmoniously, each of us in our separate spheres, and all of us working toward the one common end. It is not, and has not been in my mind to make any effort to infringe upon the rights or duties of the Controller, or upon the rights or dignity of the legislative department of the City government. I feel confident that no disposition exists on their part to impede the executive department in the exercise of its particular powers and responsibilities.

I do not believe that there should be any barrier in making formal suggestions to the other departments of the City government; and on the other hand I will welcome suggestions from both of the other departments of the City government. Without that informal relationship existing between us we cannot function, because before ideas can be put into form there must be informal discussion and there must be public discussion afterwards; and the thing I propose now to the other departments of the City government that they as individuals feel themselves free at all times to discuss with me all matters connected with the government of the City of Pittsburgh under my charge, and I in turn would propose to the other departments that they be patient with me when I from time to time propose to them either as a body or individuals, measures that effect the welfare of this City and its people. Nothing would be more gratifying that when Council does not agree with me, the vote would not be composed of the same

individuals in each and every case. I hope they will consider me and the directors as individuals and that they will try to help and not impede the executive department.

If we should organize ourselves against each other, then necessarily we will reach failure; failure for the City, failure for the people, and most ignominiously for us all, failure for ourselves. We as sane persons ought to keep that last thought always in mind. We do not enter into these duties with that thought in mind—failure in the end. The only thing that these men, this woman and myself can look forward to at the end of these few years is that we should receive your commendation, that we should receive your approval. There is no other reward for us.

I intend to make that the path towards which all my thoughts shall lead and let me ask you all: I believe that every citizen in some manner or other can help this government. I do not mean in every case that someone can come forward and propose a new idea, although there are many that can and from those who can, so far as I am concerned, I not only welcome but ask it. In passing, let me say that every citizen can help his government, or at least he can offer suggestions from time to time to help public officers out of the many difficulties which they have to meet. He can say his word of kindness or harshness as his humor or temperament may be.

I ask you, my friends and the friends of the City Council, and the friends of these directors and the friends of the public, I ask you to give all of us your co-operation. I thank you all for the very great tribute you are paying us. I consider it not so much to be a tribute to us as it is an expression of your interest in your City. I ask you whether you will not keep up this interest? Help us as we must be helped and let us make of this City the ideal that we all have in our minds.

The Chair stated

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That the Council would now recess until 3 o'clock p. m., when they would assemble in the Council chamber for the purpose of receiving and acting upon the appointments of the Mayor, and for the purpose of electing a City Controller vice Mr. E. S. Morrow, deceased.

And Council then took a recess until 3 o'clock p. m.

AFTER RECESS.

The hour of 3 o'clock p. m. having arrived, and the time of the recess having expired, Council was called to order, and there were present:

Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Absent—Mr. Garland.

The Chair presented

No. 3.

Pittsburgh, Pa., Jan. 2, 1922.
To the Honorable, the City Council
of the City of Pittsburgh:

I hereby communicate to you the names of the following citizens of Pittsburgh selected as heads of the various executive departments for your consideration and confirmation.

Director of the Department of Public Safety—George W. McCandless.

Director of the Department of Public Works—Charles A. Finley.

Director of the Department of Health—Carey J. Vaux.

Director of the Department of Charities—Mrs. Bertha F. Rauh.

City Treasurer—Lawrence R. Goshorn.

City Solicitor—Richard W. Martin.

Chief of the Board of City Assessors—Thomas C. McMahon.

Director of the Department of Supplies—John P. M. Murphy.

Respectively submitted,

W. A. MAGEE,
Mayor.

Which was read.

Mr. English moved

That the communication be received and filed, and that Council proceed to act on the nominations submitted by the Mayor.

Which motion prevailed.

Mr. English moved

That the nomination of Mr. George W. McCandless as Director of the Department of Public Safety be confirmed.

Upon which motion the ayes and noes were ordered taken agreeably to law, and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the appointment of Mr. George W. McCandless as Director of the Department of Public Safety was confirmed.

Mr. English moved

That the nomination of Mr. Charles A. Finley as Director of the Department of Public Works be confirmed.

Upon which motion the ayes and noes were ordered taken agreeably to law, and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the appointment of Mr. Charles A. Finley as Director of the Department of Public Works was confirmed.

Mr. English moved

That the nomination of Dr. Carey J. Vaux as Director of the Department of Public Health be confirmed.

Upon which motion the ayes and noes were ordered taken agreeably to law, and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the appointment of Dr. Carey J. Vaux as Director of the Department of Public Health was confirmed.

Mr. English moved

That the nomination of Mrs. Bertha F. Rauh as Director of the Department of Charities be confirmed.

Upon which motion the ayes and noes were ordered taken agreeably to law, and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the appointment of Mrs. Bertha F. Rauh as Director of the Department of Charities was confirmed.

Mr. English moved

That the nomination of Lawrence R. Goshorn as City Treasurer be confirmed.

Upon which motion the ayes and noes were ordered taken agreeably to law, and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the appointment of Mr. Lawrence R. Goshorn as City Treasurer was confirmed.

Mr. English moved

That the nomination of Richard W. Martin as City Solicitor be confirmed.

Upon which motion the ayes and noes were ordered taken agreeably to law, and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the appointment of Mr. Richard W. Martin as City Solicitor was confirmed.

Mr. English moved

That the nomination of Thomas C. McMahon as Chief of the Board of City Assessors be confirmed.

Upon which motion the ayes and noes were ordered taken agreeably to law, and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the appointment of Mr. Thomas C. McMahon as Chief of the Board of City Assessors was confirmed.

Mr. English moved

That the nomination of John P. M. Murphy as Director of the Department of Supplies be confirmed.

Upon which motion the ayes and noes were ordered taken agreeably to law, and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the appointment of Mr. John P. M. Murphy as Director of the Department of Supplies was confirmed.

The Chair said:

I would suggest that the Clerk notify His Honor, the Mayor, that his nominations for heads of the City departments have been unanimously confirmed by Council.

Which was done.

Mr. Malone moved

That a committee of three be appointed by the Chair to confer with His Honor, the Mayor, to prepare suitable resolutions on the death of Honorable Boies Penrose, late United States Senator of Pennsylvania.

Which motion prevailed.

And the Chair appointed on said committee Messrs. Malone, Borland and Herron.

Mr. Anderson moved

That Council now proceed to an election for City Controller Vice Mr. E. S. Morrow, deceased.

Mr. Herron arose and said:

Mr. President, this forenoon when that proposition was suggested by a member of Council, the point was raised that before we enter into such a serious business we should have a conference; that a meeting of Council should be called for that purpose and that proper notice of the meeting should be mailed out forty-eight hours previous to the time of the meeting. I as Chairman thought that was alright and so ruled. What do you think, Mr. President?

The Chair said:

I think that point would be well taken under certain conditions. A motion was adopted that that would be the program for this afternoon as all members of Council with the exception of Mr. Garland (who is confined to his home on account of ill-

ness) would be present, and I thought that program met with the approval of all the members of Council. At the present time I think it would be a matter for Council to decide.

Mr. Herron said:

Did I understand you to say that there was a motion adopted that Council would go into this election this afternoon?

The Chair said:

Yes, sir.

Mr. Herron said:

That was only an announcement from the Chair. No motion was adopted to that effect. Before action is taken I think it would be well for all the members of Council to confer on this matter.

The Chair said:

If the members of Council wish to confer upon the subject, I would suggest that we take a recess for 10 or 15 minutes.

Mr. Herron moved

That Council recess for 15 minutes, for the purpose of conferring upon the election of a successor to the late E. S. Morrow, City Controller.

Upon which motion Mr. Anderson demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were taken agreeably to law, and being taken were:

Ayes—Messrs.

Herron	Robertson
McArdle	Winters (Pres.)

Noes—Messrs.

Anderson	English
Borland	Malone

Ayes—4.

Noes—4.

And a majority of the votes of Council not being in the affirmative, the motion did not prevail.

Mr. English arose and said:

Mr. President, it is true that I did make the statement this morning that Council should confer on this subject and that a meeting of Council should be called for this particular purpose and that notices be sent out forty-eight hours previous to the time of the meeting, as provided in the rules of Council. I made that statement this morning before reading certain editorials which appeared in the morning papers. I have changed my mind, and before the adjournment of Council I will ask for

personal privilege to reply to those editorials.

The Chair said:

I hope you will keep out all matters not germane to the question.

Mr. Herron arose and said:

Mr. President, I did not read either of the editorials, so you will understand that I am not interested in those criticisms. I made my motion to learn how sincere some of the members of Council were to confer one with the other on this subject. I have accomplished my purpose, and I have no objection to entering into this election.

And the question recurring, "Shall Council proceed to an election for City Controller?" vice Mr. E. S. Morrow, deceased.

The motion prevailed.

Mr. Malone arose and said:

Mr. President, I place in nomination for City Controller, the name of John H. Henderson.

Mr. Anderson seconded the nomination.

And there being no other nominations, the nominations closed and the Chair ordered the Clerk to call the roll on the name of John H. Henderson.

For Mr. Henderson:

Messrs.

Anderson	Malone
Borland	Robertson
English	Winters (Pres.)
Herron	

When the name of Mr. McArdle was called, he arose and said:

Mr. President, I desire to be recorded as voting for Mr. H. S. Brientein.

And Mr. John H. Henderson received seven votes.

And Mr. H. S. Brientein received one vote.

And Mr. John H. Henderson having received a majority of the votes of Council was declared duly elected City Controller to fill the unexpired term of E. S. Morrow, deceased.

At this time Honorable William A. Magee, Mayor-Elect, appeared and said:

Mr. President and Gentlemen of Council: I desire at this time to subscribe to the oath of office before the Council. There are two acts of Assembly covering this subject—one stating that the Mayor-Elect can be sworn in office any place, and the

other requiring that the oath of office must be administered before the Council in the Council Chamber. I have already subscribed to one oath, and I am here to comply with the second act by subscribing to the oath of office before Council.

The Chair said:

Gentlemen, we are now assembled in executive session, and it will be my privilege to administer the oath of office to Hon. William A. Magee, Mayor of Pittsburgh, in the Council Chamber.

The oath of office was administered to Hon. William A. Magee, Mayor, by the President of Council, Hon. Daniel Winters.

Mr. English arose and said:

Mr. President, I rise to a question of personal privilege. I am grieved, indeed, to find in the papers of this morning editorials which would attempt to inflame the people of Pittsburgh against the Council of the City of Pittsburgh.

I did not see these articles this morning, or I would have spoken about this at that time. I did not get an opportunity to read the papers until noon.

I am particularly grieved at the miserable attempt of the Gazette Times, which claims to be a Republican newspaper, criticize the speaker as an opponent of the new administration.

After the inaugural ceremonies at noon I met Mr. George S. Oliver of the Gazette Times and while shaking hands with him I told him that I was going to make a statement in Council this afternoon regarding this editorial. I also told Colonel Rook of the Pittsburgh Dispatch that I intended to make a statement about the editorial in this morning's "Dispatch." So it is with no hard feeling toward them that I make this statement, but in an effort to clear the matter up.

I want the members of Council to bear with me while I read the editorial as it appeared in the Gazette Times of this morning.

"MACHINE OBSTRUCTION EMERGES"

"The anomalous situation which has developed in City Council bodes ill for the public welfare, presaging embarrassment of the Magee administration in carrying out the well-conceived program of service to which Mr. Magee is pledged. A coterie in and out of Council, which supported Mr. Magee in the primary contest, has turned against him and one mem-

ber, William Y. English, who was re-elected on the Magee ticket in a sense, has already begun to demean himself as if he had been chosen mayor of this great city. On the other hand, the re-elected members of Council and their colleagues of the element that opposed Mr. Magee's candidacy in the primary campaign but loyally supported him as the party choice at the November election, have given earnest of their purpose to uphold the hands of the new mayor in all his efforts to promote good government.

"In this the former anti-Magee councilmen adhere to the principle that should govern all members of the local legislative body and good citizen of every shade of political opinion. Only by giving the new administration opportunity to discharge its duties and fulfill the pledges given, helping wholeheartedly, can the public interests be served as they should be. The people will not miss the implications of the present anti-Magee efforts to obstruct and dominate."

Now, Mr. President, I submit, and I think Mr. Oliver (the owner of this paper) will admit, that I have not done anything to demean myself, unless it was to go before the people in spite of the opposition of Mr. Oliver and his newspapers and help to elect a man as Mayor of Pittsburgh who I thought was best fitted for the office. Instead of the speaker doing anything to obstruct or harass Mayor Magee exactly the reverse is the truth.

Only last week, in this very Council Chamber, I complained of the members of the former Council voting for an ordinance to provide five-year leases for the stalls and stands in the North Side Market, which leases do not expire until April, 1922; other members of Council, who are praised in the last paragraph of this Gazette Times editorial by their votes, gave the stall holders a lease for one year beyond the term of the Magee administration. I objected to that and said that the stall owners would bring down upon themselves the wrath of the people and that it was to embarrass the Mayor and was a miserable, vicious thing to extend the leases for a year beyond the term of Mayor Magee. That happened only a few days ago, yet not one word of criticism was published about this action by a majority of Council.

The owner of the Gazette Times knows more than any other man in

Pittsburgh how you were cheated out of the Presidency of this Council two years ago. Is it possible that he is not satisfied with our action in electing you President today?

Mayor Magee and I have been close friends and political associates for 15 years. In all that time he has never asked me to do anything wrong and while I have always supported him politically, I have never surrendered my independence to him or any other person. No man in this Council has given Mr. Magee the years of help and political support that I have given. Yet I am held up in ridicule as an obstructionist against his administration. The Mayor's cabinet has been confirmed by the votes of all the members present, eight in number; no ordinances have been presented, yet we are held up to the people of Pittsburgh as obstructionists. How can we have harmony in the City Government if the newspapers start up such articles before we even get organized as a Council. It is not right and I hope it will not be repeated. This Council has a right to do its own thinking and voting and until we do something that deserves criticism we should not be held up to public ridicule as has been done today.

I am for harmony in this Council if I have to fight for it. Is there a man in this Council Chamber who worked harder for Mr. Magee's election than I did? This article is an attempt to drop poison in the heart of one friend of 15 years' standing. I am paying interest yet on money I spent for his former candidacy. This is an insidious attempt to bring discord between Mayor Magee and his friend, W. Y. English. I want to suggest to this audience and to all the newspapers, including this supposedly Republican paper (The Gazette Times) that there will not be any trouble in this Council if the newspapers play fair.

Because we happen to have independent views, these newspapers are going to pillory us. On all measures presented to Council I shall vote for those which I think are right and against those which I think are wrong.

During the budget sessions we sat down with Mr. Magee and discussed with him the items in the budget. The Council accepted his recommendations in many instances and he approved most of mine. Mr. Babcock stepped out and permitted Mayor-Elect Magee to sit with Council dur-

ing these sessions and practically exercise the function of the Mayor. The members of the last Council met with Mayor-Elect Magee and accepted nearly all of his suggestions and advice, and the members of Council know that we had no bitter arguments during these sessions which these newspapers would lead the people to believe.

The Pittsburgh Dispatch editorial is headed, "Let Council hear from the people." I will not take time to read this editorial. In substance, it is an unjust criticism of the entire Council for which there is no foundation at all. The people have elected the nine members of Council, and the people expect each Councilman to serve the people.

The editorial statement continues, "that it is perhaps well that this contest has come at the beginning of this administration." This is manifestly unfair to the members of Council. There is no contest on between Mayor Magee and Council, unless these newspaper articles provoke a contest. I have not heard of any opposition to the cabinet appointments and I know that I do not intend to hamper Mayor Magee, but on the other hand, I intend to co-operate with him and help make his administration a success.

Some powerful interests have been at work. It was suggested that I resign from Council and become the City Controller, place another in my Council seat, and thus wrest the balance of power from the five independent members who have organized the Council today. Have we committed a crime against the City or Mayor Magee in electing a President of Council. I cannot see any injury to any person in the election of a President. I do not criticize any persons who suggested me for the office of City Controller. I thank them publicly for having tried to do something they thought might help me.

I am for harmony. There is no factionalism and no opposition to Mayor Magee. If we are going to have harmony in the City Government we men in Council must turn a deaf ear to this newspaper poison. I do not think the owners of the newspapers realize what harm results from such articles. I have no desire to quarrel with anybody and my purpose in speaking as I do today is purely and simply a protest against unfair and unwarranted publications.

I hope our business will be considered as public business, and I want to submit this little illustration which will show that there is no necessity for anybody in the City of Pittsburgh to think or believe that there is a faction lined up against Mayor Magee. We heard Mr. Magee after taking his oath of office that he wanted conferences with the members of Council; that he knew the duties of the executive and he knew the duties of the legislative body of the City; that he would not infringe upon the duties of the Council; that he expected conferences and discussions with the members of Council and would welcome suggestions from them and from any other source which would help him to give a successful administration. If we will carry out the oath of office and take this business seriously we ought to meet with the owners of the newspapers and perhaps instead of printing such sensational articles as these they will print facts which will be of benefit to their readers. We need the newspapers; they have been kind to me, but in this matter they have been very unfair and unjust.

Mr. President, I see that Mayor Magee has just entered the room. I want to say to him in the presence of all these witnesses that his friend for 15 years, W. Y. English, is not now and does not intend to join in any conspiracy to obstruct or hurt his administration; and I hope the newspapers will print that statement in the glaring headlines in which the unfair articles were printed.

Mr. McArdle arose and said:

Mr. President, I have listened to the introduction into Council of a very considerable discussion about a matter which it seems to me the Council of the City of Pittsburgh as a corporate institution has no concern, and in that discussion certain references have been made which I would like briefly to refer to for my own satisfaction.

I refer to that part of Mr. English's statement concerning an alleged attempt to have him resign from Council to accept the office of City Controller to be followed by the election of someone else to his place for purposes which he outlined as being in his mind.

I only want to say this: That if any hearer of Mr. English or any reader of his statement might become possessed of the idea that I as a member or prospective member of Council was interested in such a program he is entirely in error. I did

not discuss such a proposition with anybody and most certainly did not agree to it with anybody and would not had it been discussed with me. I want to say with all candor that no obligation that would ever come to me would be met with more sacredness than the selection of a successor to E. S. Morrow, and I am not sure that I would be at all true to that trust if I became a party to the program that has been alluded to if there was such a program. So I say this, that I played no part in such a plan if it was ever promulgated.

Mr. English arose and said:

Mr. President, I did not say that Mr. McArdle had anything to do with the suggestion to elect me City Controller. I said powerful interests were at work. It was published in all the papers before I heard it myself.

Mr. Herron arose and said:

Inasmuch as this is our first meeting and I imagine the things we do here will reflect themselves later on, I would like to interrogate Mr. English, with your permission and his consent, upon a newspaper item in which criticism was heaped upon Council.

The Chair said:

I would not object to you making any statement, but I do not think it right to go into it. Mr. English made his remarks under a question of personal privilege and they are not subject to debate.

Mr. Herron arose and said:

Mr. President, I have no objection to your ruling. Far be it from me to criticize a newspaper, who by adverse criticism tends to make us all the stronger. I have suffered from such newspaper articles; but at the same time I think they done me good and kept me closer to earth. This editorial that the gentleman takes exception to I did not hear until he read it. I say that if that will have the effect of creating harmony in Council, God bless the man that wrote the editorial. That is all I have to say.

The Chair said:

Council unanimously declared for the Mayor, and I am glad that the editors of our City have come to the position where they want harmony too.

And there being no further business before the meeting, the Chair declared

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, January 9th, 1922.

No. 2

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, January 9, 1922.

Council met.

Present—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Absent—Mr. Garland

PRESENTATIONS.

Mr. Anderson presented

No. 4. Communication from Langfitt and Langfitt relative to the purchase by the City of Pittsburgh of property known as 623-5 Second avenue, which will have to be acquired for the widening of Second avenue.

Also

No. 5. An Ordinance ratifying and confirming the action of the Director of the Department of Public Works in withdrawing from contract entered into with M. O'Herron Company, known as Contract No. 11, for the grading, regrading, paving, repaving and otherwise improving the Boulevard of the Allies from a point one hundred sixty-three and twenty-

two hundredths (163.22) feet east of Brady street to a point five hundred fifty-nine and seventy-three hundredths (559.73) feet east of Brady street and including Forbes street as affected thereby, dated the twenty-first day of September, 1921, of that portion of the work being the construction of a retaining wall on the northerly side of Forbes street, and awarding the work in connection therewith to Booth & Flinn, Ltd., and making an appropriation in connection therewith.

Also

No. 6. Resolution authorizing and directing the City Controller to transfer the sum of \$458.90 from Code Account No. 42-M, Contingent Fund, and credit same for the payment of the final estimate for work done under Contract No. 1139, Controller's Office File, entered into with John F. Casey Company for the making of repairs preliminary to the restoration of Bigelow boulevard at Kirkpatrick street.

Also

No. 7. Resolution authorizing and directing the City Controller to transfer the sum of \$700.00 from Code Account No. 1037, Repairs, General, Municipal Garage and Repair Shop, to Code Account No. 1039, Exposition Building Improvements Municipal Garage and Repair Shop.

Also

No. 8. Resolution authorizing and directing the City Controller to transfer the sum of \$10,000.00 from Code Account No. 1517-M, Maintenance Fund, Bureau of Engineering, and to credit same as an additional sum for the payment of the cost of completing the grading of the hillside and constructing slope walls on the southerly side of Bigelow boulevard between Elm street and Herron avenue, under the terms of Contract No. 5699, Mayor's Office File No. 291,

entered into with A. L. Anderson & Bros., Inc., and authorizing the issuing of warrants drawn on said fund for the payment of the cost of completing said work.

Also

No. 9. Resolution authorizing the issuing of a warrant in favor of Schoiz Brothers Hardware Company in the amount of \$864.00, for repairs to Roofs at the Music Hall, Exposition Building, and charging same to Code Account No. 1730, Repairs, Exposition Building.

Also

No. 10. Resolution authorizing the issuing of a warrant in favor of Hahn Bros. in the sum of \$1,485.00 for improvements made to the Exposition Building, Municipal Garage & Repair Shop, and charging same to Code Account No. 1039, Exposition Building Improvements, Municipal Garage & Repair Shop.

Also

No. 11. Resolution authorizing the issuing of a warrant in favor of Ernest Geisler, employed as a hoseman in the Bureau of Fire, for \$823.06, being one-half of his salary during the time he was in the service of the United States Army during the world war, for the use of his niece, who was dependent upon him, and charging same to Code Account No. 42, Contingent Fund.

Which were severally read and referred to the Committee on Finance.

Also

No. 12. An Ordinance authorizing and directing the regrading, repaving, recurbing, and otherwise improving to the re-established grade of Bluff street from Magee street to the Boulevard of the Allies, as affected by the Improvement of the Boulevard of the Allies, as; ratifying and confirming the action of the Director of the Department of Public Works in including the performance of the work therefor under the terms of Contract No. 5655, Mayor's Office File No. 289, entered into September 23, 1921, with the Thomas Cronin Company, for the improvement of the Boulevard of the Allies, and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Public Works.

Mr. Borland presented

No. 13. Resolution authorizing the issuing of a warrant in favor of the Pittsburgh Hospital for the sum of \$296.00 covering services rendered

to sick and injured persons removed from the streets by police officers, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 14. Resolution authorizing the issuing of warrants in favor of the following persons for moneys expended by them for the purpose of securing evidence against disorderly houses, gambling, illegal liquor selling, and other violations of the law, and charging the amounts to the Code Accounts hereinafter specified, to-wit:

	SCHEDULE	AMOUNT	ACCT.
John C. Calhoun		\$38.00	42
Mrs. Sara F. McClanahan		11.00	42
Edward T. McGough		30.17	1459
Shriver Stewart		8.75	42

Also

No. 15. Resolution authorizing, empowering and directing the City Controller to make the following transfers in appropriations in the General Office of the Department of Public Safety and the Bureaus of Police and fire, to-wit:

\$1,400.00 from Code Account No. 1428, Item A-3, Wages, Regular Employees, General Office, Department of Public Safety, year 1921, to Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, year 1921;

\$400.00 from Code Account No. 1445, Item A-3, Wages, Regular Employees, to Code Account No. 1444, Item A-1, Salaries Regular Employees, Bureau of Police, year 1921;

\$650.00 from Code Account No. 1445, Item A-3, Wages, Regular Employees, to Code Account No. 1448, Item B, Car Fare Bureau of Police, year 1921; and

\$4,000.00 from Code Account No. 1466, Item E, Repairs, to Code Account No. 1461, Item A-1, Salaries, Regular Employees Bureau of Fire, year 1921.

Which were severally read and referred to the Committee on Finance.

Also

No. 16. Communication from F. H. Duncan relative to the condition of the bridges over the Pennsylvania Railroad in the East Liberty District, and also relative to the condition of an unnamed way at Ravenna street.

Which was read and referred to the Committee on Public Works.

Also

No. 17. Resolution authorizing the issuing of a warrant in favor of the Animal Rescue League, of Pitts-

burgh for the sum of \$1,080.63 for work done during the month of December, 1921, and charging same to Code Account No. 1460, Item B, Miscellaneous Services, Bureau of Police, Year 1921.

Which was read and referred to the Committee on Public Safety.

Mr. English presented

No. 18. Resolution authorizing the issuing of a warrant in favor of Harry Kramer in the sum of \$352.88, account of refunding overpaid water rent on property at 25-26 Graeme street, First ward, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Also

No. 19. Resolution authorizing the issuing of a warrant in favor of Thos. Coutts Company for the sum of \$220.00 for payment of extra work on their contract for the construction of shelter sheds at Reams, Warrington, Woods Run and Wabash Playgrounds, and charging same to Appropriation No. 201, Playground Bonds.

Also

No. 20. Resolution authorizing the issuing of a warrant in favor of Samuel M. Lewinter for \$241.30, in full settlement of any and all claims for damages which he might have against the City of Pittsburgh on account of damages to automobile which ran into a large iron pipe which extended five or six feet from the curb line on Beechwood boulevard, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 21. Resolution authorizing the issuing of a warrant in favor of Mrs. Letitia Proven and John F. Provan, her husband, in the sum of \$850.00, as full compensation for injuries and expenses sustained by Mrs. Provan while riding in an automobile which ran into a hole in the roadway on Jancey street, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 22. Resolution authorizing and directing the City Controller to transfer the sum of \$1,030.00 from Code Account No. 49, Interest on Contracts, to Code Account No. 1004, Council and City Clerk, Contract No. 1061, Printing Files for Council.

Which were severally read and referred to the Committee on Finance.

Also

No. 23. Resolution authorizing the issuing of a warrant in favor of Thos. Cronin Company for the sum of \$1,503.00 for extra work done on the contract for repaving Wabash avenue, from Plank street to Independence street, and charging same to Contract No. 1081, on file in the City Controller's office.

Also

No. 24. Resolution approving payment of \$262.50 to the Thomas Cronin Company for extra work on the contract for the grading, paving and curbing of Independence street, from Wabash avenue to Woodville avenue, and authorizing the City Controller to charge the same as part of the cost of said improvement.

Also

No. 25. Communication from John J. King asking that the boardwalk on Augusta street below Shannopin street be repaired.

Also

No. 26. Communication from Katherine Butler regarding drainage of way in the rear of her property on Frontenac street, Twentieth ward.

Also

No. 27. Communication from M. A. Schnabel relative to the condition of Rudolph street at Bucyrus street and Lakewood street.

Which were severally read and referred to the Committee on Public Works.

Mr. Herron presented

No. 28. Resolution authorizing the issuing of a warrant in favor of Monica Battle in the sum of \$120.92, being due as salary for services as stenographer in the Division of Investigation, Office of the City Clerk, including interest from date when salary was due to January 15, 1922, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 29. Resolution authorizing the issuing of a warrant in favor of T. Murray Locklin in the sum of \$2,858.84, being due as salary for services as Assistant Investigator in the Division of Investigation, Office of the City Clerk, including interest from date when salary was due to January 15, 1922, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 30. Resolution authorizing the issuing of a warrant in favor

of P. J. McArdle in the sum of \$6,188.76, being due as salary for services as Investigator in the Division of Investigation, Office of the City Clerk, including interest from date when salary was due to January 15, 1922, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 31. Resolution authorizing the issuing of a warrant in favor of Thomas Calig for \$1,875.00, in full payment of all damages sustained by him in his business, resulting from the improvement work done on Seventh avenue, and charging same to Code Account No. ———

Also

No. 32. Resolution authorizing of George R. Eichenlaub in the sum of \$121.52 for extra work on his contract for the construction of a bathhouse at Homewood Playgrounds, and charging same to Contract No. 1208, Appropriation No. 201, Playground Bonds.

Also

No. 33. Communication from the Christ M. E. Church Epworth League asking that the Emerling Park be equipped for recreational purposes.

Also

No. 34. Communication from the Washington Heights Board of Trade asking that an appropriation be set up for the employment of one foreman and eight laborers to complete the development of Mt. Washington Park.

Which were severally read and referred to the Committee on Finance.

Also

No. 35. Petition for the grading, paving and curbing of Sickles avenue, from Allison street to McKee street, Thirteenth ward.

Also

No. 36. Communication from Duquesne University asking that steps be constructed to connect Bluff street with the Boulevard of the Allies at or near Shingiss street.

Also

No. 37. Petition of property owners and residents of the Eighteenth ward asking that Beltzhoover avenue between Warrington avenue and Climax street be repaved.

Which were severally read and referred to the Committee on Public Works.

Also

No. 38. Communication from E. L. Miller protesting against the abandonment of Engine Company No. 27 on Lincoln avenue.

Also

No. 39. Communication from the Homewood-Brushton Board of Trade protesting against the abandonment of Engine Company No. 27 situate on Lincoln avenue.

Also

No. 40. Remonstrance of property owners of the Twelfth and Thirteenth wards against abandonment of Engine Company No. 27 situate on Lincoln avenue.

Also

No. 41. Communication from the Fineview Board of Trade protesting against the abandonment of Engine House No. 59 located on Warren street, North Side.

Also

No. 42. Petition of residents of Howard street, North Side, asking for the placing of a traffic officer on, and the erection of additional lights on, Howard street.

Which were severally read and referred to the Committee on Public Safety.

Also

No. 43. Communication from Pittsburgh Typographical Union No. 7 asking that Albert D. Brandon be reappointed a Police Magistrate.

Which was read.

Mr. Herron moved

That the communication be received and filed, and a copy sent to the Mayor for his information.

Which motion prevailed.

Mr. Mulone presented

No. 44. Petition of Stany Kozakowski asking to be reimbursed for medical attention and time lost on account of injuries received by being run down by automobile assigned to the Bureau of Recreation, Department of Public Works.

Also

No. 45. An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with Peter Kuzera, whereby the said City leases a lot on McCandless avenue in the Tenth ward of the City of Pittsburgh to the said Peter Kuzera.

Also

No. 46. Resolution authorizing the issuing of a warrant in favor of the Pittsburgh Printing Company

in the sum of \$591.65 for overtime work in printing the Departmental Estimates for the Budget of 1922, and charging same to Code Account No. 1017, Supplies, Mayor's office.

Also

No. 47. Resolution authorizing and directing the Mayor to execute and deliver a deed to Mildred T. Zimmerman for property on Meade street, in the Crystal Place Plan, Fourteenth ward, for the sum of \$804.47.

Which were severally read and referred to the Committee on Finance.

Also

No. 48. Resolution authorizing the issuing of a warrant in favor of the Ludlow Valve Manufacturing Company in the sum of \$2,781.70, or so much of the same as may be necessary, for gate valves and fire hydrants furnished to the Bureau of Water, and charging same to Code Account No. 203-C.

Which was read and referred to the Committee on Filtration and Water.

Also

No. 49. Resolution authorizing the issuing of a warrant in favor of Booth Flinn, Ltd., for the sum of \$806.12 for extra work done on the contract for grading, regrading, paving, repaving, etc., of Crawford, Mercer, Manilla streets and Peach way, and charging same to Contract No. 1211 on file in the City Controller's office.

Which was read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 50. Resolution authorizing the issuing of a warrant in favor of the South Pittsburgh Water Company for \$179.00, due said company for work connected with the closing off and restoring service to parties who allowed their water bills to become and remain delinquent, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 51. Resolution authorizing the City Controller to transfer \$925.00 from Code Account No. 1761, "Wages, Regular," Distribution Division, Bureau of Water, to Code Account No. 1762, "Miscellaneous Services," Distribution Division, Bureau of Water.

Also

No. 52. Resolution authorizing the City Controller to transfer \$525.00 from Code Account No. 1755,

"Supplies," to Code Account No. 1757, "Repairs," and \$200.00 from Code Account No. 1755, "Supplies," to Code Account No. 1758, "Equipment," Bureau of Water, Department of Public Works.

Which were severally read and referred to the Committee on Finance.

Also

No. 53. Resolution authorizing the issuing of a warrant in favor of Dunn & Ryan Company for the sum of \$492.48 for extra work done on the contract for repaving Cape May avenue from West Liberty avenue to Dagmar avenue, and charging same to Contract No. 1162 on file in the City Controller's office.

Also

No. 54. Resolution authorizing the issuing of a warrant in favor of Dunn & Ryan Company for the sum of \$675.79 for extra work done on the contract for repaving Dagmar avenue, from Cape May avenue to Sebring street, and charging same to Contract No. 1163, on file in the City Controller's office.

Which were read and referred to the Committee on Public Works.

Also

No. 55. Resolution authorizing the City Controller to transfer \$3,600.00 from Code Account No. 1752, 1921, "Wages, Regular," to Code Account No. 1756, "Materials," and \$200.00 from Code Account No. 1752, 1921, "Wages, Regular," to Code Account No. 1754, "Miscellaneous Services," Bureau of Water, Department of Public Works.

Also

No. 56. Resolution authorizing and directing the City Controller to transfer the sum of \$7,612.06 to Contract No. 715, 1921, Code Account 1771, from the following code accounts in the Bureau of Water: 1921, Code Account 1744, Wages, Filtration Division, \$6,036.83. 1921, Code Account 1751, Salaries, Mechanical Division, \$1,575.23.

Which were read and referred to the Committee on Finance.

Mr. Robertson presented

No. 57. Resolution authorizing and directing the Mayor to execute and deliver a deed to C. A. Pearson for lot located on the west side of Belmont street, Twenty-first ward, for the sum of \$1,100.00.

Also

No. 58. Resolution authorizing and directing the City Controller

to transfer the sum of \$3,000.00 from "Special North Side Market Rental Fund," to Appropriation No. 1697-G, Structural and Non-Structural Improvements to North Side Market.

Also

No. 59. Communication from Joseph G. Richardson asking that the property of Observatory Post No. 81, American Legion, situate at 2610 Perryville avenue, be exempt from City taxes.

Also

No. 60. Communication from W. & H. Walker, Inc., asking to be reimbursed in the sum of \$30,008.98 for expenses incurred by them due to the City closing East Ohio street during the improvement of said street.

Which were severally read and referred to the Committee on Finance.

Also

No. 61. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for furnishing and installing of light fixtures at the North Side Market, and authorizing the setting aside of forty-nine hundred (\$4,900.00) dollars from Code Account 1697-G, Structural and Non-Structural Improvements at the North Side Market, for the payment of the costs thereof.

Also

No. 62. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of one (1) Cummer Sand Drum and Appurtenances for the East End Asphalt Plant of the Bureau of Highways and Sewers, Department of Public Works, and providing for the payment thereof.

Which were read and referred to the Committee on Public Works.

The Chair presented

No. 63. An Ordinance amending a portion of Section 15, Department of Law, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law December 31, 1921.

Also

No. 64. Resolution authorizing the issuing of a warrant in favor of the Misses Beatty for \$485.00 for taking and transcribing the testimony

in the investigation of the slide on Bigelow boulevard by the Public Works Committee on Council, from December 22, 1920, to and including January 7, 1921, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 65. Whereas, Through an error in the preparation of the Appropriation Ordinance for the year 1922, various appropriations were calculated in excess of the amounts required, and other appropriations were calculated at less than the amounts required; therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers between appropriation accounts as listed:

From:

Appropriation No. 1752, Wages, Regular Employees, Mechanical Division, Bureau of Water	\$ 9,634.00
Appropriation No. 1790, Wages, Regular Employees, Golf Grounds	999.00
Appropriation No. 1813, Wages Regular Employees, North Side Conservatory	519.00
Appropriation No. 1820, Wages Regular Employees, Small Parks	1,111.00
	\$12,263.00

To:

Appropriation No. 1269, Salaries, Regular Employees, Division of Housing and Sanitary Inspection	\$ 90.00
Appropriation No. 1472, Salaries, Regular Employees, Bureau of Electricity	1,800.00
Appropriation No. 1797, Salaries, Regular Employees, Schenley Stables	986.00
Appropriation No. 1871, Wages, Temporary Employees, West Park	954.00
Appropriation No. 42, Contingent Fund	8,433.00
	\$12,263.00

Also

No. 66. Resolution authorizing the issuing of warrants for the payment of the January salaries of thirty inspectors in the Department of Health, Division of Housing and Sanitary Inspection, and one Caretaker at the Peralto Street Bath-

house, on account of error in the preparation of the Salary Ordinance for the year 1922, and charging the same to the appropriations made for such purposes.

Also

No. 67. An Ordinance amending a portion of Section 35, Department of Health, Division of Housing and Sanitary Inspection, and Section 59, Department of Public Works, Bureau of City Property of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law December 31, 1921.

Also

No. 68. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a foot bridge over Carson street east on line of South Fourth street, and providing for the payment of the cost thereof.

Also

No. 69. Communication from Citizen's Committee on City Plan recommending that property adjacent to the Franklin Public School, in the Third ward, be purchased for playground purposes.

Which were severally read and referred to the Committee on Finance.

Also

No. 70. Communication from Harmar D. Denny, Jr., on behalf of his client, Mr. Simon Johnston, protesting against the proposed vacation of Hoag alley, between Smithfield street and Cherry way.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 71.

House of Representatives, U. S.
Washington, D. C., Dec. 30, 1921.

Mr. Robert Clark,
Office of the City Clerk,
Pittsburgh, Pa.

My Dear Mr. Clark:

Your letter of the 27th relative to the matter of introducing a bill that will grant to the City of Pittsburgh sufficient land for approach to the Fortieth street bridge is at hand, and I am going to take this question up at once with the War Department

and have a bill along the desired lines drawn up. Just as soon as possible to get the needed information will let you know.

With best wishes, I am,

Yours very truly,

JOHN M. MORIN.

Which was read, received and filed.

Also

No. 72. Bond of William A. Magee, Mayor, Principal, and Charles A. Fagan, as surety to the City of Pittsburgh, in the sum of \$25,000.00.

Which was read.

Mr. Robertson moved

That the bond be approved and be filed with the City Controller.

Which motion prevailed.

Also

No. 73. Bond of John H. Henderson, City Controller, Principal, and the Southern Surety Company, as Surety to the City of Pittsburgh, in the sum of \$10,000.00.

Which was read.

Mr. Robertson moved

That the bond be approved and be filed with the Mayor.

Which motion prevailed.

Also

No. 74.

DEPARTMENT OF LAW.

Pittsburgh, January 3, 1922.

To the Honorable the Council
of the City of Pittsburgh.

Gentlemen:

Pursuant to the terms and provisions of an Ordinance entitled, "An Ordinance fixing the salaries of the Director of the Department of Public Safety, of the Director of the Department of Public Works, and of the City Solicitor, at eight thousand dollars (\$8,000.00) per annum each, on and after the first Monday of January, 1914," approved December 2, 1913, I send you herewith Assignment of Docket Fees to the City of Pittsburgh, duly executed; also be advised that I have this day transmitted to His Honor, the Mayor, the City Controller and Prothonotary of Allegheny County executed copies of said Assignment.

Respectfully yours,

RICHARD W. MARTIN,
City Solicitor.

Which was read.

Mr. English moved

That the communication be received and filed and printed in full in the Record.

Which motion prevailed.

Also

No. 75.

ASSIGNMENT OF DOCKET FEES TO
THE CITY OF PITTSBURGH BY
THE CITY SOLICITOR.

Whereas, An Ordinance entitled, "An Ordinance fixing the salaries of the Director of the Department of Public Safety, of the Director of the Department of Public Works and of the City Solicitor at eight thousand (\$8,000.00) dollars per annum, each, on and after the first Monday of January, 1914," was approved December 2, 1913; and

Whereas, The undersigned has qualified and been appointed City Solicitor of the City of Pittsburgh; now, therefore, in accordance with the provisions of said ordinance, I hereby agree to and do assign to the City of Pittsburgh all Docket Fees, or other compensation other than the said salary which may come to me, or be received by me as City Solicitor of the City of Pittsburgh, and particularly all Docket Fees which may accrue subsequent to January 2, 1922, in any case in which the City of Pittsburgh is a party and which by virtue of any Act of Assembly, or otherwise, would belong to me as Attorney or as Solicitor for the City of Pittsburgh.

In witness whereof I have hereunto attached my hand and seal this third day of January, A. D. 1922.

RICHARD W. MARTIN.

Witness:

S. K. BENNETT.

Which was read.

Mr. Robertson moved

That the stipulation be approved.

Which motion prevailed.

REPORTS OF COMMITTEES.

Mr. English, from the Committee on Rules, presented

No. 76.

Pittsburgh, Jan. 9, 1922.

To the President and Members of Council.

Gentlemen:

Your Special Committee, appointed to revise the Rules of Council, respectfully recommend the following changes:

Rule 1. Change the hour of the regular meeting of Council to 2 o'clock p. m.

Rule 4. Change the order of business—the reading and correction of minutes shall be last order of business.

Rule 10. Strike out the first paragraph and amend to read as follows: All standing committees of Council will meet on Tuesday of each week at 1:30 o'clock p. m. in the following order:

Finance

Public Works

Public Service and Surveys

Filtration and Water

Parks and Libraries

Public Safety

Charities and Correction

Health and Sanitation

If calendar is not cleared on Tuesday, committee meetings will be resumed at 1:30 o'clock p. m. on Wednesday, and at the same hour daily thereafter until calendar is cleared, or as may be otherwise decided.

Amend Rule 13 by striking out the last paragraph and substituting "Roberts Rules of Order shall be adopted as parliamentary authority for all procedure not expressly set forth in these rules."

New Rule 15. Public Hearings shall be granted to petitioners and remonstrants, and in any other matters affecting public business which are within the jurisdiction of the Council. Such hearings shall be held on Wednesday of each week at 1:30 o'clock p. m. The President of Council shall preside at all hearings and shall arrange the calendar for same. No action or vote shall be taken on an ordinance, resolution, petition or communication at the time a hearing is held on the same.

Respectfully submitted,

W. Y. ENGLISH,

JOHN S. HERRON,

JAS. F. MALONE.

Which was read.

Mr. Anderson moved

The adoption of the Report of the Committee on Rules.

Which motion prevailed.

Mr. Malone presented, from the Special Committee

No. 77. Report of the Special Committee, appointed to prepare resolutions on the death of Boies Penrose, late United States Senator from Pennsylvania.

Which was read, received and filed.

Also

No. 78. Whereas, the Council and the Mayor of the City of Pittsburgh, in conference, deemed it fitting and proper that official expression be made of the sense of regret and loss experienced by the people of this community in the death of Honorable Boies Penrose; and

Whereas, Honorable Boies Penrose, many years prior to the termination of his career, had achieved and since had maintained pre-eminent leadership in the affairs of the Republican party, both in the Commonwealth of Pennsylvania and Nation—a leadership won and perpetuated through recognition of his marked ability, judgment and political intuition—a leadership that obtained from the moment he abandoned the practice of his own profession for the more strenuous and complex duties attendant upon a public career—a leadership which had scholarship and well-reasoned philosophy for its foundation; and

Whereas, Senator Penrose was equally successful as a statesman, having first been a member of the Pennsylvania Assembly, a state senator and then in 1896 elected to the United States Senate when but thirty-six years old, where for twenty-five years he represented the interests of the people of this Commonwealth as one of the most notable members in the upper house, his knowledge of affairs of government being second to none; as chairman of the Senate Finance Committee, where his responsibilities were heavy, especially during the year just ended. Broken in health, daily under the care of physicians, he bravely continued at his work, dying with his eyes turned

towards the Capitol, where for a quarter of a century he had been an outstanding figure; therefore, be it

Resolved, That the members of the Council of the City of Pittsburgh assembled with the Mayor do hereby express their sense of sorrow and loss over the decease of the Honorable Boies Penrose; and be it

Further Resolved, That a certified copy of these minutes be forwarded to the family of the late senator.

Which was read.

Mr. Malone moved

The adoption of the resolution.

Which motion prevailed by a unanimous rising vote.

The Chair stated

That he would call a special memorial meeting for Mr. E. S. Morrow for Thursday, January 12, 1922, at 2 o'clock p. m.

Which was approved.

The Chair announced the appointment of the following as chairmen of the Standing Committees:

Robert Garland, Finance.

James F. Malone, Public Works.

Wallace Borland, Public Service and Surveys.

William H. Robertson, Filtration and Water.

Charles Anderson, Public Safety.

John S. Herron, Parks and Libraries.

P. J. McArdle, Charities and Correction.

W. Y. English, Health and Sanitation.

And on motion of Mr. English

Council adjourned.

1. The first step is to identify the problem or question that needs to be answered. This involves understanding the context and the specific requirements of the task.

[illegible]

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Thursday, January 12th, 1922.

No. 3.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Thursday, January 12, 1922.

Council met pursuant to the following call:

Pittsburgh, January 10, 1922.

Mr. E. J. Martin,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Thursday afternoon, January 12, 1922, at 2 o'clock, as a memorial meeting for the late City Controller, Eustace S. Morrow.

Yours respectfully,

DANIEL WINTERS,

President.

Which was read, received and filed.

Present—Messrs.

Borland	McArdle
English	Robertson
Herron	Winters (Pres.)
Malone	

Absent—Messrs.

Anderson Garland

The Chair said:

Ladies and Gentlemen: The call explains the purpose of this meeting here this afternoon. We have set apart this afternoon as a special

service to pay tribute to a faithful public servant, and we have come here, employes of the City, citizens of the City, old time friends of Controller Morrow, to pay a fitting tribute to his memory. The first speaker I will call upon is the late Controller's pastor, Rev. W. R. Jamison, of the Eighth United Presbyterian Church.

Rev. W. R. Jamison arose and said:

Mr. President, Members of Council and Friends: About four years ago I had an invitation extended to me to meet the Controller in his office for a conference. In answer to that invitation I went to the office of the late Controller, and that was my first meeting with Mr. Morrow. I have known him since that time. It was a conference that one immediately felt at home by the one who did the inviting, and as soon as I was in his presence I felt that I was acquainted with Mr. Morrow. I have always felt that way since. Inasmuch as when we were through with that conference and we arranged to worship together at the same church, he said to me: "There is a chair at my desk; when you can find time conveniently to come in, I wish you would and occupy that chair." I oftentimes took that opportunity and became more or less acquainted with him in that office. I think of him as a man amongst men.

He did not want to be called more than man and that was to be so considered by all his friends. In other words, he was a democratic man; he was a friend of the people; he was a friend of everybody, and he wished everyone to consider him as one of his friends. I do not think that Mr. Morrow loved all men the same. Not at all! He loved the best that there is in them. He treated all men kindly

and fair, and all men became acquainted with him in a short while, because of his familiar manner and genial conduct towards all people.

I think of him just for a moment as an officer of the City of Pittsburgh. Since you know him so well who live in Pittsburgh it is not necessary for me to speak of him as such.

Let me refer to two instances of him in an official capacity. There was a time when I called at the office of Mr. Morrow, and in that office a gentleman had come to interview Mr. Morrow in regard to some small business matter. This shows one element of the old Controller, I think. Mr. Morrow replied to the gentleman who was presenting his fight before the Controller in behalf of wages that he wanted. The Controller said: "When you come in as an employee of the City and have your position authenticated by the Council and the proper authorities, you will be given a respectful hearing." The man smiled. Mr. Morrow said: "It does not make any difference whether you smile or cry."

The other instance was when I went into the office of Mr. Morrow, two young men from St. Louis had approached the Controller to ask for something from the City of Pittsburgh. The Controller could not grant the request of the young men and said in my presence, "Young men, I cannot grant your request because I know the limit of the law; therefore we need not discuss this matter further." He shook hands with them and wished them well. He said as they were leaving, "Young men, you have great prospects ahead of you, and I would suggest that you go back to your city and become great men there." They kept talking to Mr. Morrow—not as Controller but as Mr. Morrow. I casually spoke to them and they realized that Mr. Morrow was speaking the truth, and that shows another side of the man.

Because of his genial and pleasant nature, he endeared himself to everyone who came in contact with him.

I want to further speak of him not only as a man, but as a Christian man; for as he was a man he was a Christian. He did not become a member of any denomination first, but a Christian. It was the privilege of Mr. Morrow a little over 50 years ago

to meet in an unimportant building on Fifth avenue, where he conducted a Sunday School and taught the boys and girls, and I heard numerous ones speak of it boastfully that they used to attend that school of Mr. Morrow when he organized it. That was in an old dilapidated building, from what I heard of it. The school outgrew that building and the church located on Van Braam street was organized in 1848. So you see Mr. Morrow helped to organize that church. He was an elder in his church and always remained in that capacity until a little while ago. He said, "I cannot play the game any longer; I must resign. I am too feeble." He offered to resign as Superintendent of the Sabbath School, but he was not allowed to resign. He was the founder of the Sabbath School and was its Superintendent until his death.

It was only a few weeks ago that Mr. Morrow gave up coming to church, and prior to that time he was a regular attendant at the services, which was an inspiration to any preacher, an encouragement to the congregation, and inspired everyone who came in contact with him.

Today I have briefly said all I could about Mr. Morrow. I have not said what the people who came here today feel, and I hope some person will say; those people who were so closely affiliated with him and largely identified with him in public life.

I want to say that Mr. Morrow was a loyal man to his church, because he was, first, loyal to his God.

I am glad to have had the opportunity to say a few words here today and I thank the members of Council for this permission.

The **Chair** said:

Ladies and Gentlemen: The next speaker is one who was officially connected with Mr. Morrow for some time and knew him very well—an ex-Mayor, William J. Diehl.

Hon. William J. Diehl arose and said:

Mr. President, Ladies and Gentlemen: I am surprised at being called upon to say a few words eulogistic of my dear friend, Eustace S. Morrow. I did not expect to say anything.

We were associated together in affairs for quite a number of years.

I called him "Useless"—a familiar name. He was anything but useless; he was a useful officer. Those who knew him best, loved him best. They loved and admired him. There will be many a day before the City of Pittsburgh will find as efficient, trustworthy and capable officer as Mr. Morrow. I thank you for this opportunity to say a few words in behalf of Mr. Morrow.

The Chair said:

We will now hear from another ex-Mayor, who was associated with Mr. Morrow for the past four years—Hon. E. V. Babcock.

Hon. E. V. Babcock arose and said:

Mr. President, Gentlemen of Council and Friends: It is not easy to express one's self at a time like this. I believe it is not easy for me. I was proud when I received the Clerk of Council's notice yesterday; first, proud that Council itself was showing its real heart in arranging this public ceremony for Mr. Morrow. I am proud to think that I was in their mind and was asked to come over and join them, and I am glad to be here and express a word at this public service for this great and good man.

I knew him back ten years ago when I was a Councilman; knew him well and favorably. I watched his public life with great interest, became more intimately acquainted with him when I assumed the responsibility of becoming Mayor of Pittsburgh. I found him a strong character, a veritable bulwark in certain respects. He had an element of fearless courage that enabled him to say NO as well as YES and when he said NO he was pretty hard to change.

He knew the public work that he was engaged in and it became an A. B. C. proposition with him. He really became a good lawyer as it affected his office, and yet I may say, with his own knowledge of the law, he sought the best legal advice on things that were worrying him. He got his foot on good, firm soil; as a rule so much so that we had confidence in his position when he took it and respected it.

I loved and admired him for the kind of life that he led. I heard what his pastor had to say about him; but to an ordinary layman he lived a Christian life, a consistent

Christian life. It does not make any difference to you or me, Mr. President and friends, whether we live a Christian life or not—a consistent Christian life, everyone of us love to see it in another individual. I say a consistent Christian life; it appeals to us all in our daily walk, no matter what our position in life may be and it helps us to be better men and women. That kind of life always inspired me and the kind that Controller Morrow lived was an exemplification of it.

I made a statement to the public when he died. I do not know that I can add more. I am glad to be here and be of record in this councilmanic function today in paying honor and tribute to this splendid man; this grand old man that we all loved and respected, and I am glad to have my name enrolled among yours, Mr. President, on this occasion. Long live his memory! Certainly it is such that we can all afford to envy.

The Chair said:

I see another old friend of the Controller's—one who knew him as long and as well as any man in Pittsburgh—Hon. William Flinn.

Hon. William Flinn arose and said:

Mr. Chairman and Ladies and Gentlemen: I came to listen, and did not expect to be called upon to say anything on this occasion, but I am very glad to add a few words at this memorial exercise. I knew Controller Morrow for at least sixty years—knew him when I was a child in the old Sixth ward. I knew him when he was elected Alderman and he was known as "Squire Morrow." He held public office continuously for sixty years; he had quite a number of severe contests, but not a single defeat. Controller Morrow was a remarkable man and in every phase of his life as a public official the people trusted him. He was never an active politician and he didn't take part in factional or party strife. He was just a well-trusted public servant. For many years he has had so much personal strength as Controller that it was an acknowledged fact that if all of the political organizations and factions in Pittsburgh were opposed to him and he would submit his name he would be elected—in fact the public didn't want anybody to run against him. He was modest, retiring, yet very firm when once he took a position. He was always open.

to argument—with no enemies to punish and no friends to reward.

I cannot recall a single counterpart of Controller Morrow. He was a deeply religious man, quiet in his religion—and I have always thought he was the nearest approach to the example laid down by Christ of any man I ever knew. In a way, he exercised a mighty influence—especially over the people with whom he was associated in public and private life. It is a great pity that there are not more Morrows. He left a lasting impression on the minds of the average man—upon the great mass of people of Pittsburgh. The City will miss him in many ways and for a long time to come.

The Chair said:

In the younger days of the Controller's life he was surrounded by newspaper men, who were responsible for his candidacy for City Controller, and who were known as his "Kitchen Cabinet," and there is one of them here today, and we shall be glad to hear from him—Percy F. Smith.

Mr. Percy F. Smith arose and said:

Mr. President, Ladies and Gentlemen: I thought I was going to spring a surprise on you, but Rev. Jamison took some of my thunder. I was one of the lads in his Sabbath School in the early Sixties out on old Sixth avenue, and from that little beginning sprang the Eighth United Presbyterian Church, of which he was the founder.

I knew him as Squire, Clerk of Council and City Controller, and in each of these official positions he served the City well.

His motto was to be right with his God and church; and if he was right with his God he was right with his fellowmen.

I was a member of his "Kitchen Cabinet." The newspaper men of 30 or 40 years ago loved Mr. Morrow. It was our pleasure to go into his office and listen to him. He was not only fair with us but was affable and courteous.

Controller Morrow was an honorable man as well as a Christian gentleman. He was a genial companion. He was a true friend, always loyal. Mr. Morrow was an honor to his church; he was a credit to his City,

his country and last, but above all, he was a credit to his Creator.

"The sweetest lives are those to duty wed,

Whose deeds both great and small

Are one unbroken strand of golden thread

Where love ennobles all.

Of such lives the world sounds no trumpets; rings no bells.

The book of life the shining record tells."

Lee C. Beatty, when called upon, arose and said:

Mr. President, Ladies and Gentlemen: I do not think any man I have ever met made any greater impression upon me as a man than Mr. Morrow. When the City of Allegheny was annexed to the City of Pittsburgh I was delegated by the late Mr. William B. Rodgers, the then City Solicitor, to look after the legal affairs in the office of the City Controller, arising from the consolidation of the two cities, and as a consequence I became acquainted with Mr. Morrow. From that time forward to the date of his death, he always treated me, more or less, as his legal advisor. I feel, as Mayor Babcock, when he said that it is indeed hard to estimate the worth of a man like Mr. Morrow. At least it is difficult for me to express in words the feeling I have for him. Somehow or other, I do not feel that Mr. Morrow is dead. I feel that his passing away is not the end of everything, but that he has simply passed from one field of activity to another. In addition to this I feel that his influence is still with us. All the men of the present Council and all the men connected with the public life of this community for the past twenty-five years have something in their makeup as the result of the influence of Mr. Morrow, and in this way, to a very vital extent, he is still with us.

I saw him in his office from time to time as he met the various difficult and perplexing problems which arose. It is hard to realize the number of burdens of others which Mr. Morrow carried on his shoulders. When the old Council was in existence his information and assistance were constantly sought after by the members, and his aid, comfort and sympathy were freely and unstintingly given

and this was intensely appreciated by the members of Council themselves and by their constituents.

I cannot better express my thoughts of Mr. Morrow than by saying that he was at all times a good fellow. My wife on several occasions had a birthday dinner for me and Mr. Morrow was an invited guest, and when his health permitted he attended. Although there was a great difference in the ages of the persons present at these affairs, Mr. Morrow was always at home with all of them and entered into the spirit of the occasion as though there was no difference in ages at all. I felt toward Mr. Morrow as though he were in the relationship to me of a father. He had an exceedingly kind disposition and did not harbor hatred for anybody. In all his relationships and associations with his fellowmen he seemed to have that attitude which parents have for their children. Our parents do not judge us from the standpoint of what we are, but rather from the standpoint of what they wish us to be, and that is the way Mr. Morrow seemed to judge his fellowmen. I cannot express my feelings better than by saying that I liked Mr. Morrow, that I loved him, and when I say this I think I am expressing the feeling of all of his associates. Mr. Morrow will not be soon forgotten and he has left to us a legacy of sympathy and good feeling which we cannot forget.

The Chair said:

We will be glad to hear now from a personal friend of Mr. Morrow—J. Alex Hardy.

Mr. J. Alex Hardy arose and said:

Mr. President, I had intended writing some things down eulogistic of Mr. Morrow, but unfortunately I have been in the hands of a doctor and did not have an opportunity to do so.

I am one of Mr. Morrow's boys that can go back over fifty years with him. I lived out in what is known as the old Sixth ward. I first became acquainted with Mr. Morrow when I was going to the Forbes School under Prof. Eaton. After we graduated from school I became a member of the Eighth United Presbyterian Church. At the head of that church were two men who I believe had a greater and a better influence on more young men in that district than any two men who ever lived there. I think Senator Flinn and the other members

of the Eighth United Presbyterian Church will endorse what I say. Those two men were Rev. John Sands and Mr. Morrow.

Mr. Morrow, on Sunday, was our Sunday School Teacher. It is an unfortunate truth, but we know that it is a truth that to many boys on the week days the Sunday school teacher is not what he is on Sunday; but Mr. Morrow was not a Sunday School teacher of that kind.

We universally respected that man every day in the week. He was to us Squire Morrow, to whom we always looked up and respected.

As I grew older and came to be a young man and got to be a teacher in that same Sunday School that influence broadened and deepened, and I do not believe there is in the City of Pittsburgh today or ever was any man who brought young men into closer contact with himself and who made a better impression on them. He was that rare combination a politician and Christian. One unfortunate thing is that we do not have more men in public life with these same qualities.

I knew Mr. Morrow up until the time he died, and the impression he has made upon me has been one of the benign influences of my life, and I have not yet met any man, young or old, who did not freely and willingly give the same testimony to his very remarkable character.

The Chair said:

I will now call upon Mr. Richard W. Martin, City Solicitor.

Mr. Richard W. Martin arose and said:

Mr. President, Members of Council, Ladies and Gentlemen: I did not come here to say anything, but to sit and listen. I am rather surprised that the President has asked me to say anything. I did not know Controller Morrow intimately as many of the gentlemen who have preceded me, but through my association with Mr. Beatty, one of the former speakers, I came in contact with him in connection with some of the City business and from time to time saw him on that and other matters, and met him socially once in a while, and I quickly learned to respect him for the qualities he possessed and to like him for his many characteristics which endeared him to so many people.

It has occurred to me while the people have been talking that there has been very much truth said and very many things said that ought to make an impression on all of us. It is quite true that the life of a man does not end with his death; that Mr. Morrow being dead yet liveth, because I believe that every person who came in contact with him, as Mr. Beatty has well said, received from him an impression which will be everlasting. It will not only influence the person himself, but will carry that influence to others in a perpetual stream from the original source and, carrying, let us hope, through the record of all time in this City, some of the purity and sweetness of this man's life. If there was one characteristic about him that stood out most prominently, it was his rugged integrity and fearlessness in the performance of his duty and his determination when once he took action. Let us hope that we who follow him as citizens of this City may catch a little of that same spirit, carrying it out as he carried it out in the public good.

Mr. C. K. Robinson when called upon arose and said:

Mr. President, Ladies and Gentlemen: "The sunshine paints its own rainbow, and the garden makes its own perfume, so the life and character of Eustace S. Morrow tells its own story and is its own best eulogy."

He never faltered in his devotion to his public duties, and he guarded the City's finances and financial standing with a jealous eye, which soon earned him the title of "watch dog of the treasury." But this did not mean that he intentionally prevented or made it difficult for those having just claims against the City to be paid. He was always willing to listen to the pleas of those who felt they were not being justly treated, and he was quick to right a wrong if he discovered that he had actually been mistaken.

I do not agree with those who think that Mr. Morrow was indifferent to public opinion. For over a third of a century he enjoyed a public confidence and support such as comes to few men in public life, and I feel that he treasured it as the most valuable reward of his public service. He may have been indifferent to the criticisms of those offended by his

decisions, but he was never indifferent to public opinion, and he always tried to carry the public with him. That he succeeded so well for his entire public career is merely a tribute to his sterling rugged honesty, and is proof of the fact that there is no modern substitute in public life for just old-fashioned honesty of purpose. We may have smiled at his jealous support of the old-fashioned book-keeping methods, and his resistance to the idea of modernizing the practices in his office, but somehow we felt and the public felt that its finances were safer in his hands than with all the modern devices of accounting that scientific ingenuity could devise.

The public has lost a great public official; thousands of friends of whom I always counted myself one, have lost a sincere and kindly friend, and a true and virtuous Christian soul.

Mrs. Enoch Rauh, Director of the Department of Charities, when called upon, arose and said:

Mr. President, Ladies and Gentlemen: I did not expect to be called upon on this very significant occasion, therefore I am not prepared to say all that I should wish. However, when a heart is attuned to a subject one needs little of the mechanism of the mind to motivate one's thought.

Mr. Morrow came into my life at the time when Governor John K. Tener first appointed my dear good husband as one of the original Council of Nine. Mr. Morrow conceived from the first introduction to Mr. Rauh a warm affection and a profound admiration; and those who loved my husband came in for a reciprocal affection from me, and so I learned to love Eustace S. Morrow. I came to admire him greatly; I even learned to revere him. Succinctly epitomized, Mr. Morrow was a useful man; he was a man, lovable; a man of integrity and high moral purpose. He was a man who sympathized with human injustice and social mal-adjustment. In a word, Mr. Morrow was a great soul. He needs no monument at our hands; he created his own.

Hon. William A. Magee, Mayor, when called upon, arose and said:

Mr. President, I am unfortunate in not having had an opportunity to speak to Mr. Morrow since I left office eight years ago. I, however, met him probably on two or three

occasions, in a casual way, and I received from him what I had on all other occasions when we were in official relations with each other and when I was in the Mayor's office and in the Common Council of the City of Pittsburgh.

I have a personal recollection of him running back almost to my boyhood days when I visited City Hall. I knew him as intimately as others who were in official relationship with him; I knew him so extremely well, and as has been said, he had one quality outstanding. He was a man of sterling integrity, and of course that was commented upon.

In public life, as you know, it sees public officials do not receive credit for the things that they accomplish.

His watchfulness of the public treasury was another thing that he was notable for, and that in turn did not receive a great deal of comment, because both his integrity and the sense of his official responsibility were overshadowed by this other quality that I have commented upon and noted as being something about him which was most extraordinary as compared with his contemporaries.

In other words, those qualities of kindness and sympathy for all persons were outstanding in his life.

He had a wonderful attitude and disposition for other people, and it was from that disposition that I have in mind a recollection of him, and when I say that I am only repeating what has been said here; but that is a notable trait of his true character. I do not know of any person who was so kindly and who was as sensitive at his heart as Mr. Morrow.

I am sorry that now coming into office I will not have the pleasure of the association of Mr. Morrow.

Mr. Charles F. Weible, Deputy City Controller, when called upon, arose and said:

Mr. President, Ladies and Gentlemen: Some men are gifted with the power to speak that which is in their minds, or in their hearts. I am not one of them. Many times in my life I have wished for that power but never more than on this occasion. I wish I could convey to all present the great personal loss and grief that is mine over the passing away of my chief and my friend, Eustace S. Morrow.

For over thirteen years I was in almost daily association with him and through this contact I feel that I came to know him probably better than any of his thousands of other friends.

Most men's actions and thoughts indicate that we are all alike as "two peas in a pod"—stamped out under the same die—cast in the same mould.

We have heard it said on rare occasions about certain men that the mould in which they were cast had been destroyed. That is my thought about my friend and your friend.

There was only one Eustace Morrow.

Mr. Charles W. Houston, when called upon, arose and said:

Mr. President, it is fitting that I should come here today to pay tribute to the memory of our dearly beloved friend, Eustace St. Pierre Morrow. He was to me more a loving brother than a friend. As a child I knew and revered "Squire" Morrow, and when he became City Clerk, I, at the age of 13 years, went into his office as messenger and was under his guidance and care for more than ten years until his election to the City Controllershship. Since that time and until his passing away I had been in close personal touch with him. His honesty, kindness and gentleness have left an indelible impression on my character and I shall never forget him.

"A TRUE MAN.

Such was our friend. Formed on the good old plan,

A true and brave and downright honest man!

He blew no trumpet in the market place,

Nor in the church, with hypocritic face,

Supplied with cant and lack of Christian grace;

Loathing pretense, he did with cheerful will

What others talked of while their hands were still!

And while 'Lord, Lord!' the pious tyrants cried,

Who, in the poor, their Master crucified,

His daily prayer far better understood

In acts than words, was simply doing good.

So calm, so constant, his rectitude,
That by his loss alone we know his
worth,

And feel how true a man has walked
with us on earth."

Mr. Borland arose and said:

Mr. President, mere words will not adequately express one's feelings when that lovable character, Eustace St. Pierre Morrow, is the subject of our thoughts.

He had a pleasing disposition. No matter what the provocation, he was always a gentleman. He was a man endowed with an abundance of common sense, combined with firmness—elements of character which made him a man to be liked and respected. I am glad to have counted him as one of my close personal friends.

His public and private life was without a blemish. He was a just man and it is not right to mourn unduly the death of a man who has lived justly, for he has gone out of this troubled human life into one full of peace and tranquility.

I am sorry he is gone, but happy to be able to say, after so intimate an association with him, that I am sure the world was better because of his having lived in it.

The City of Pittsburgh has lost an efficient public official and all of us have lost a friend.

Mr. English arose and said:

Mr. President and Friends who are here to pay respect to the memory of Eustace S. Morrow: We cannot say anything today that will add to the honor of this good man. Rather let us feel that we are highly honored and uplifted ourselves in this memorial meeting. In my opinion, Senator Flinn expressed it best of all when he said that Mr. Morrow had tried to live as a sincere follower of Christ. Those few words convey a tremendous meaning, because we all know that Mr. Morrow did his best to live up to the teachings of the Saviour.

The Christian life and character of Mr. Morrow should be an example for us to strengthen our faith in Christ for the eternity which awaits us.

In the book written by that great man Theodore Roosevelt, he advised his children to fear God and keep

His Commandments. There is no better advice possible for any person to give or receive.

In the life of Eustace S. Morrow we who knew him all testify that he did fear God and tried to keep His Commandments.

In the hustle and bustle for existence we are apt to think that making money and gaining worldly advantages are the main things in life. How foolish to think so! Sooner or later, whether it be the eighty-two years attained by Mr. Morrow, or perchance, even 100 years, every human being must finally return to the earth from which he came. This is where the life and example of Eustace S. Morrow should be a help to us. He did not care for worldly things; he tried to keep in touch with His Creator and the Saviour because he had in mind the great eternity all must enter after life on earth.

This good man, a servant of the public, has gone to his reward. Let us hope that this meeting will be an inspiration for us to follow in his footsteps and let us strive to serve God as did Mr. Morrow.

Mr. Herron arose and said:

Mr. President, Ladies and Gentlemen: I really do not know that I can say anything that would impress the members of Council, perhaps, as well as the remarks that Mr. Morrow made himself upon a similar occasion when Council held memorial service for our beloved colleague, Enoch Rauh. I can see the old gentleman standing there, tottering as it were, and speaking from his heart, and of all the things that were said, none impressed me so much as those spoken by Mr. Morrow.

So I am going to repeat the words Mr. Morrow said on that occasion. Mr. Rauh and Mr. Morrow possessed the same character. At that time Mr. Morrow said:

"Enoch Rauh was a man who always kept in mind that he was not a master of men, but their servant, and he was just such a man as he wanted those who were his followers to be. He had the true humility, not cringing humility—and he never thought of himself. He would champion anybody who was in distress or trouble, was quick to do it, and knightly in his conduct.

"He was honest beyond measure. If he thought a thing was wrong you

could not persuade him to change his mind. But when he once believed it was honest, true and good, he stood for it against all opposition.

"I want to say, gentlemen, that we have no longer lease on life than Enoch Rauh had, and it is well that we should imitate him in those things that are good and noble, and he was full of them. He was a wonderful man along that line. It is better for us to pass away and have men say how much we were loved or what we have done, not for ourselves, but for others, than to have tablets of bronze erected to our memory."

Mr. President, I can say that this is fitting applicable to Mr. Morrow. He was a lovable character; he was a wonderful friend of mine.

It remains to us that we emulate the virtues of our dead friend, his unaffected simplicity, his rugged integrity and his ardent self for the public good. He was generous, big hearted and gracious of word and manner, which accounts for his wide popularity; but beyond this were rare integrity of purpose and loyalty to duty, which inspired in his fellow-citizens that extraordinary confidence that showed in his character and judgment.

As I said before he was a friend of mine. Time and time again I went to him for advice and he cheerfully gave it. During the last campaign I just went through, I went to Mr. Morrow and he gave my candidacy his approbation and approval.

I say, gentlemen, that words fail me when I try to express my admiration for Mr. Morrow. In passing, I wish it could be said of me when I leave public office the same as has been said of Mr. Morrow—that he served the public well and efficiently.

Mr. Malone arose and said:

Mr. President, there is nothing much more that can be said with reference to the passing of Mr. Morrow; but I believe that during the past four years I have had more to do with Mr. Morrow as a city official than any other one official in the City service. I had the privilege of directing the affairs of the Department of Supplies the last four years and I not only came in contact weekly or monthly, but hourly with the Controller.

Shortly after I entered office four years ago, I realized that my connection with the Controller's office was going to be one that would necessitate a good feeling between the two departments. I might state, and I say it very frankly, because the late Controller told me this himself, that when I took this office some people tried to impress him with the fact that I would not be the kind of a Director of the Department of Supplies that he would like to have. Six months later he came up to my office with Mr. Long and Mr. Floyd, his field auditors, and told me that he was very much pleased with my work. He sat down and gave me some advice that I have never forgotten.

I am not going to eulogize him only in this way, to say that I never hesitated to go to the Controller when there was a problem before me that was complex and always received the kind of advice that would solve the problem. When I entered upon my new duties as a member of Council last week I was sorry that I would be unable to have him near to advise me in the future.

Mr. McArdle arose and said:

Mr. President and Friends: A little more than ten years have passed since it first became my privilege to become acquainted with and associated with Controller Morrow. I presume my experience has varied but little if any from the counsels other men and women who have had the privilege of knowing him in his extraordinary long public service. I doubt if anyone could have a different experience. That experience was to me not merely to like him but to love him and to respect him and to seek closer association with him, because no man, particularly any man in public life, could do other than profit by association with Controller Morrow. Because he combined qualities all too rare in human beings and certainly all too rare in men who are raised to positions of great responsibility as he was. The simplicity of his character in power, at least so far as I was able to observe the fact that he stood out as no other man in public esteem of his fellow-citizens, made no change in his attitude toward either the humblest or the greatest of those with whom he came in contact. It made no change in his view of his official responsibility.

He did not, it seemed to me, in the even tenure of the way that he had picked with great care, no doubt, in the very early beginning of his public service, during which time he must have decided very strongly to follow a given course and he followed that course, it seemed to me, with infinite success to himself; and yet I think that the success and the value of Eustace S. Morrow's life was to the public rather than to himself, because his life has proven things that the average man will despair.

It has been referred to here as to what his attitude toward public opinion was.

I think he always had an extraordinary wholesome respect for public opinion, and yet, while that was true, he never sought to gain public opinion by doing a single thing that would call for a single word of defense at his hands or the hands of his friends. He sought to earn public esteem. He did his public duties well and his relationship to his fellowmen, it seemed to me, always bordered on the saintly.

I do not believe that he was free from all the frailties of human life. I do not know; I do not believe that he ever bore hatred in his heart to any man or any human being. If he did he had a wonderful gift of being able to conceal it. I take it from close association with him in the last two years that he always tried to fortify himself against even a temptation to hate those whom the average one of us would think he might be justified in hating, because of their unfair or unreasonable attitude toward him; but I never saw him when he was not able and not willing and not anxious to throw the mantle of charity over the act of anyone else and particularly try to relieve himself of the possible danger of being drawn in or drawn to the point where he might do what, to him, perhaps would be an indefensible act—bear malice towards his fellowman.

His life is a beacon light in the affairs of the City of Pittsburgh. It has been an inspiration not only to the young men who came under his influence in his church, but it has been an inspiration to the citizenship of Pittsburgh, and it has been an inspiration to those who believe in democracy; it has been an inspiration to those who believe in the last analysis, the great public always

wanted to do the right thing, not only by himself, but by those who served him. He served them fearlessly; he took his case to them and he accepted their judgment, and he never lost to the transaction, and because of that experience in his life, I say that he was a light house to guide men and women of the future in their relation to public affairs. He was a sweet, gentle Christian character, and I believe as firmly as I believe it possible for any man to achieve eternal happiness, that he is now at rest in the bosom of his God.

Mr. Robertson arose and said:

Mr. President and Friends: Eustace S. Morrow was the type of public servant you meet once in a lifetime. Pittsburgh has indeed been fortunate in the useful span of years he dedicated to its service. It seems idle to attempt by mere words to add to the luster of such a career, a life of duty well done that enriches the pages of our City's history. His most enduring monument is the absolute faith of all the people, high and low, that "the grand old man" of Pittsburgh's public life was on guard. And in our constant contact with him we could better understand the wise and prudent guidance that brought him universal tribute in financial circles. His stout opposition to our decisions at times when his judgment conflicted with ours only won our greater respect and admiration. We have seen his unselfish devotion to the City carried through almost to the end. His passion for the City's security burned as deeply despite his growing feebleness of body.

He was an inspiration to us all. And beyond the high courage and zeal that brought and held for our City an enviable financial position, beyond the nobility of his character, there was a human side, a lovable side, we knew that makes our sense of personal loss more keen. We feel a glow of pride that we have been privileged to serve with him.

Dr. S. S. Woodburn was called upon, arose and said:

I thank you for this opportunity. Mr. President, to say a few words, if it is only to utter a loud amen to the beautiful things that have been said of Eustace S. Morrow.

Mr. Morrow has endeared himself to all the people of Pittsburgh. Personally I never met a man who ap-

pealed to me as much as he did. I always wanted to fondle and handle him.

I just want to call your attention to the fact that Controller Morrow, although he spent a lifetime in the service of the public, is the only man to my certain knowledge who has not been given the damning title of politician.

Eustace S. Morrow is one of those whom I have loved and lost.

Mr. A. P. Moore was called upon, arose and said:

Mr. President, I merely came here to pay my tribute and respect to the greatest official that Pittsburgh ever had and probably ever will have. Thirty-five years ago as a reporter, I first met Controller Morrow. He was the father of every newspaper man who ever walked into City Hall. He had a different conception of public office than any other man that I ever knew. He had all the virtues of the strong and none of the vice of the weak. He was a man who walked with God. I never knew so thoroughly a religious man in all my life. He lived the life that any man should be pleased to live. If all men could live the life that Controller Morrow lived what a wonderful world we would have. I was a reporter was raised in that environment. I only wish that I could have lived and could live the life of that great man.

The Chair said:

Eustace St. Pierre Morrow was born August 10, 1839, and died December 23, 1921, aged 82 years.

He was born on Fifth avenue on the site formerly occupied by the Hotel Newell in the shadow of the old City Hall.

He was the son of Robert Morrow, a lawyer, business man and politician. He succeeded his father as Clerk of Select Council of Pittsburgh in 1862.

In the latter sixties he was elected Alderman and Justice of the Peace of the old Sixth ward, which brought him the title of "Squire"—a title he liked best of all.

When the Department of City Clerk's Office was created he was elected City Clerk, and in the year 1881 was elected City Controller and re-elected in 1884, 1887 and 1890. In 1893, at the expiration of his term, he refused re-election and gave way to the retiring Mayor, Henry I. Gourley, and served as his Deputy, where he continued to serve with Controllers Joseph Lewis and John B. Larkin. At the death of Larkin he was nominated and elected by all parties, January 26, 1908, which was an unanimous expression of the confidence and esteem in which he was held by the people of Pittsburgh.

Here he continued to serve until his death, which completed a service in public office of more years than any other citizen of our city—59 years of faithful, honorable service, for which his name became a household word.

He lived the seven ages of man and was supreme in death. We might say of him, like Antony of Brutus, "He was the noblest Roman of them all."

His life was gentle and the elements so mixed in him that nature might stand up and say to all the world, THIS WAS A MAN.

At this time the Chair declared

The meeting adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, January 16th, 1922.

No. 4

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, January 16, 1922.

Council met.

Present—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

PRESENTATIONS.

Mr. Anderson presented

No. 79. An Ordinance providing for the letting of a contract or contracts for repairing the electrical wiring system at the Eighth Street Engine Houses in the Bureau of Fire.

Also

No. 80. An Ordinance providing for the letting of a contract or contracts for laundry service for the Department of Public Safety and its several bureaus for the year ending December 31, 1922.

Also

No. 81. An Ordinance creating and providing for the organization of the Board of Standards and Appeals in the Department of Public Safety;

fixing the number and qualifications of officers and employees thereof and conferring upon said Board certain powers and duties; providing for appeals to the Board of Standards and Appeals and providing penalties for violations of the provisions hereof.

Also

No. 82. An Ordinance regulating the construction, alteration, additions to, arrangement, equipment and the use and occupancy of all buildings or portions of buildings such as are designed or used for the purposes of hotels, apartments, tenements, lodgings, dormitories, and club, association and fraternity houses when containing lodgings or apartments, which shall hereafter be known as buildings of Classification No. IX and its sub-divisions; regulating the installation therein of heating systems; requiring the installation therein of fire extinguishing equipment; providing for the issuance of construction and occupancy permits therefor, and providing penalties for violation of the provisions hereof.

Which were severally read and referred to the Committee on Public Safety.

Mr. Borland presented

No. 83. Resolution authorizing the issuing of a warrant in favor of Leo B. Buerkle Company for \$52.19 for extra work on contract for making new connections in the water lines at No. 4 Police Station on account of the erection of Public Comfort Station on Boquet street, and charging same to Contract No. 1136, Code Account No. 202.

Also

No. 84. Resolution authorizing the issuing of a warrant in favor of Booth & Flinn, Ltd., for the sum of \$168.00 for extra work done on the contract for the construction of

a water line for Schenley Park entrance at Forbes street, and charging same to Park Roadway Improvement Bonds, 1919. Bond Fund Appropriation No. 199.

Which were read and referred to the Committee on Finance.

Mr. English presented

No. 85. Resolution authorizing and directing the City Controller to transfer the sum of \$3,305.05 to Code Account No. 50, Chartiers Township General Appropriation, from the following code accounts:

1921 Code Account No. 1736, Wages, Accounting Division, \$658.68.

1921 Code Account No. 1752, Wages, Mechanical Division, \$2,646.37.

Which was read and referred to the Committee on Finance.

Also

No. 86. Communication from Wm. J. Marshall complaining of the surface drainage on Rudd street near Corliss street, 20th Ward, flowing into his property.

Which was read and referred to the Committee on Public Works.

Also

No. 87. Report of the Department of Public Health showing report of the amount of garbage and rubbish removed during the month of December 1920 as compared with that removed during the month of December 1921.

Also

No. 88. An Ordinance providing for the letting of a contract for the furnishing of one (1) motor ambulance for the Municipal Hospital Department of Health.

Also

No. 89. Resolution authorizing and directing the City Controller to set aside in Contract No. 920 with the American Reduction Company the sum of \$140,000.00, and in Contract No. 921 with W. & H. Walker Inc., Allegheny Garbage Company Department, the sum of \$45,000.00 from Appropriation No. 1261, Garbage and Rubbish Disposal, and authorizing the issuing of warrants in favor of the American Reduction Company for \$140,000.00 and the W. & H. Walker, Inc., Allegheny Garbage Company Department for \$45,000.00, in partial

payment of the cost of garbage and rubbish collection and disposal for the year ending December 31, 1921, and charging same to Appropriation No. 1261.

Which were severally read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 90. An Ordinance providing for the authentication of coupons on certain bonds of the City of Pittsburgh.

Also

No. 91. Resolution authorizing the issuing of a warrant in favor of George H. Soffel Company for the sum of \$178.00 for extending sewer line from the Chauffeur's House on the Monongahela Wharf on Water street down to sewer line at Ferry street, and charging same to Code Account No. 42, Contingent Fund, for the year 1921.

Also

No. 92. Resolution authorizing the issuing of a warrant in favor of Thos. Coutts Company for \$195.50 for extra work on the contract for erecting Gymnasium Building at the West Penn Playground, and charging same to Contract No. 1205, Code Account No. 201.

Also

No. 93. Resolution authorizing the issuing of a warrant in favor of Cyclone Fence Company for \$60.00, for extra work done on the contract for construction of fence in Lawrence Park Playgrounds, and charging same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Also

No. 94. Resolution authorizing and directing the City Controller to transfer the sum of \$22,000.00 from the fund heretofore set apart and appropriated by the terms of Ordinance No. 405, Series 1921, approved September 2, 1921, from "Boulevard of the Allies Improvement Bonds," Bond Fund Appropriation No. 207, and to credit same for the payment of the final estimate for the completion of Contract No. 5664, Mayor's Office File No. 289, entered into with M. O'Herron Company for the construction of foundations for Viaduct No. 2, Boulevard of the Allies, and authorizing the issuing of warrants drawn on said fund for the payment of the cost of completing said contract.

Also

No. 95. Resolution authorizing, empowering and directing the City Controller to set aside the sum of \$2,500.00 in Code Account No. 42 Contingent Fund, for the purchase of supplies, materials and equipment for the maintenance of the Municipal Lodging House established by the Department of Public Safety at No. 1 Patrol Station, corner of Cherry and Strawberry ways.

Also

No. 96. Resolution authorizing the City Solicitor upon the payment of 50% of the face of the claims, to satisfy the records, as hereinafter set forth, and directing the City Treasurer to accept and receipt in full for the amounts hereinafter set forth, in such cases where no lien has been filed of record; the amounts to be 50% of the face of the claim, without any payment of penalty, or interest, and the costs where a lien has been filed to be paid by the City of Pittsburgh, such amounts so payable being as follows:

Against the African M. E. Church, at No. 3669 January Term, 1914, \$15.83; at No. 267 April Term, 1916, \$13.23; at No. 290 April Term, 1917, \$7.89; at No. 359 April Term, 1918, \$14.62 at No. 305 January Term, 1920, \$16.22; at No. 262 January Term, 1921, \$15.25; at No. 265 January Term, 1922, \$12.76; \$15.77, taxes for the year 1920, and \$16.60, taxes for the year 1921.

Against the African M. E. Church, at No. 3676 January Term, 1914, \$223.40; at No. 274 April Term, 1916, \$242.19; at No. 295 April Term, 1917, \$148.59; at No. 360, April Term, 1918, \$255.72; at No. 306 January Term, 1920, \$273.79; at No. 263 January Term, 1921, \$258.99; at No. 266 January Term, 1922, \$195.10; \$196.81, taxes for the year 1919; \$238.17, taxes for the year 1920 and \$250.70, taxes for the year 1921.

Against the Bethel A. M. E. Church at No. 108 January Term, 1920, \$57.74; at No. 93 January Term, 1921, \$56.32; \$70.83, taxes for the year 1920, and \$73.65, taxes for the year 1921.

Against the African M. E. Church, at No. 124 April Term, 1918, \$28.28; at No. 107 January Term, 1920, \$31.16; \$34.68, taxes for the year 1919; at No. 92 January Term, 1921, \$29.46; \$27.74, taxes for the year 1920, and \$42.45, taxes for the year 1921.

Also

No. 97. Resolution authorizing and directing the City Solicitor to satisfy, upon the payment of the costs upon same, the following liens entered against Andrew C. Robertson on property at Wightman and Hobart streets, to-wit:

M. L. D. 64 January Term, 1915.

M. L. D. 65 January Term, 1915.

M. L. D. 31 July Term, 1915.

M. L. D. 32 July Term, 1915.

Which were severally read and referred to the Committee on Finance.

Mr. Herron presented

No. 98. Communication from Local Union No. 95 of International Union of Steam & Operating Engineers, relative to salary paid engineers in the service of the City of Pittsburgh.

Which was read and referred to the Committee on Finance.

Also

No. 99. Report of the Department of Public Works relative to placing Mansfield avenue above McGann's corner in safe condition for traffic.

Which was read and referred to the Committee on Public Works.

Mr. Malone presented

No. 100. An Ordinance amending a portion of Section 67, Department of Public Works, Bureau of Water, of an ordinance entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh and the rate of compensation thereof,' which became a law December 31st, 1921.

Which was read and referred to the Committee on Finance.

Also

No. 101. An Ordinance providing for the letting of a contract or contracts for the furnishing of labor and delivery of materials for the reconstruction of new corrugated steel roofing and the reconstruction of the same for the North Side Asphalt Plant of the Bureau of Highways and Sewers, Department of Public Works, and providing for the payment thereof.

Also

No. 102. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or

contracts for the reconstruction of the Penn Avenue Bridge over Pennsylvania Railroad, and providing for the payment of the cost thereof.

Which were read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 103. Resolution authorizing the issuing of a warrant in favor of F. & F. Diulus for \$350.00 for extra work done on the contract for grading Arlington Playground, and charging same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 104. Communication from 28th Signal Company, National Guard of Pennsylvania, asking for an appropriation for the year 1922.

Which was read and referred to the Committee on Finance.

Also

No. 105. An Ordinance granting the consent of the City of Pittsburgh unto the Pittsburgh District Railroad Company for the construction, maintenance and operation of certain branches of its railroad within the limits of said City, subject to the terms, condition and reservations set forth in this ordinance.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 106. Communication from the Department of Law relative to carrying out the provisions of the ordinance accepting dedication of property of Matilda M. Cochrane, et al., on Brighton road on which to erect a branch library.

Which was read and referred to the Committee on Parks and Libraries.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 107. Report of the Committee on Finance for January 10th, 1922, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 67. An Ordinance entitled, "An Ordinance amending a portion of Section 35, Department of Health, Division of Housing and Sanitary Inspection, and Section 59, Department of Public Works, Bureau of City Property, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law December 31st, 1921."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 68. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a foot bridge over Carson street East on line of South Fourth street, and providing for the payment of the cost thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 63. An Ordinance entitled, "An Ordinance amending a portion of Section 15, Department of Law, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law December 31st, 1921."

In Finance Committee, January 10th, 1922, read and amended by adding a new section, to be known as Section 2, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Herron
Borland	McArdle

English

Herron

Noes—Mr. Malone.

Ayes—8.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 6. Resolution authorizing and directing the City Controller to transfer the sum of \$458.90 from Code Account No. 42-M, Contingent Fund, and credit same for the payment of the final estimate for work done under contract No. 1139, Controller's office file, entered into with Jno. F. Casey Company for the making of repairs preliminary to the restoration of Bigelow Boulevard at Kirkpatrick street.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 7. Resolution authorizing and directing the City Controller to transfer the sum of \$700.00 from Code Account No. 1037, Repairs, General, Municipal Garage and Repair Shop, to Code Account No. 1039, Exposition Building Improvements, Municipal Garage and Repair Shop.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 15. Resolution authorizing, empowering and directing the City Controller to make the following transfers in appropriations in the General Office of the Department of Public Safety and the Bureaus of Police and fire, to-wit:

\$1,400.00 from Code Account No. 1428, Item A-3, Wages, Regular Employees, General Office, Department of Public Safety, year 1921, to Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, year 1921;

\$400.00 from Code Account No. 1445, Item A-3, Wages, Regular Employees, to Code Account No. 1444, Item A-1, Salaries Regular Employees, Bureau of Police, year 1921;

\$650.00 from Code Account No. 1445, Item A-3, Wages, Regular Employees, to Code Account No. 1448, Item B, Car Fare Bureau of Police, year 1921; and

\$4,000.00 from Code Account No. 1466, Item E, Repairs, to Code Account No. 1461, Item A-1, Salaries, Regular Employees Bureau of Fire, year 1921.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 22. Resolution authorizing and directing the City Controller to transfer the sum of \$1,030.00 from Code Account No. 49, Interest on Contracts, to Code Account No. 1004, Council and City Clerk, Contract No. 1061, Printing Files for Council, year 1921.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 51. Resolution authorizing the City Controller to transfer \$925.00 from Code Account No. 1761, "Wages Regular", Distribution Division, Bureau of Water, to Code Account No. 1762, "Miscellaneous Services", same division.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 52. Resolution authorizing the City Controller to transfer \$525.00 from Appropriation Account No. 1755 "Supplies" to Appropriation Account No. 1757, "Repairs", and \$200.00 from Appropriation Account No. 1755, "Supplies" to Appropriation No. 1758, Equipment, Bureau of Water.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 55. Resolution authorizing the City Controller to transfer \$3,600.00 from Account No. 1752 (1921) "Wages Reg." to Account No. 1756, "Material", and \$200.00 from Account No. 1752 (1921) "Wage Reg." to Account No. 1754 "Miscellaneous Service," Bureau of Water.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 56. Resolution authorizing and directing the City Controller to transfer the sum of \$7,612.06 to Contract No. 715, 1921, Code Account 1771, from the following code accounts in the Bureau of Water:

1921 Code Account 1744, Wages

Filtration Division.....\$6,036.83

1921 Code Account 1751, Sal-

aries, Mechanical Division.... 1,575.23

\$7,612.06

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No 65. Whereas, Through an error in the preparation of the Appropriation Ordinance for the year 1922, various appropriations were calculated in excess of the amounts required, and other appropriations were calculated at less than the amounts required; therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers between appropriation accounts as listed:

From:

Appropriation No. 1752, Wages,
Regular Employees, Mechan-
ical Division, Bureau of
Water\$ 9,634.00

Appropriation No. 1790, Wages,
Regular Employees, Golf
Grounds 999.00

Appropriation No. 1813, Wages Regular Employees, North Side Conservatory	519.00
Appropriation No. 1820, Wages Regular Employees, Small Parks	1,111.00

\$12,263.00

To:

Appropriation No. 1269, Sal- aries, Regular Employees, Division of Housing and Sanitary Inspection	\$ 90.00
Appropriation No. 1472, Sal- aries, Regular Employees, Bureau of Electricity	1,800.00
Appropriation No. 1797, Sal- aries, Regular Employees, Schenley Stables	986.00
Appropriation No. 1871, Wages, Temporary Employees, West Park	954.00
Appropriation No. 42, Con- tingent Fund	8,433.00

\$12,263.00

Which was read.

Mr. Garland moved

A suspension of the rule to al-
low the second and third readings and
final passage of the resolution.

Which motion prevailed.

And the rule having been suspended,
the resolution was read a second and
third time, and upon final passage,
the ayes and noes were taken and be-
ing taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of
Council being in the affirmative, the
resolution passed finally.

Also

Bill No. 58. Resolution author-
izing and directing the City Controller
to transfer the sum of \$3,000.00 from
"Special North Side Market Rental
Fund" to Appropriation No. 1697-G,
Structural and Non-structural Im-
provements to North Side Market, to
complete installation of a new light-
ing system in said Market House.

In Finance Committee, January 10th,
1922, read and ordered returned to

council with an affirmative recommen-
dation, contingent on report from
Director of the Department of Public
Works.

Which was read.

Also

No. 108.

January 14, 1922.

Committee on Finance

City of Pittsburgh.

Gentlemen:

With reference to Bill No. 58,
beg to advise that a clause in our
letter under date of December 12,
1921 to the President and Members of
Council accompanying Resolution for
transfer of \$3,000.00 from the unin-
cumbered balance remaining in the
"Special North Side Market Rental
Fund", reads as follows:

"The contract for the installation
of electric wiring in the North Side
Market will be completed about the
first of the year and an Ordinance
authorizing the award or awards
of a contract or contracts for the
furnishing and installation of elec-
tric light fixtures therefor, will be
presented for your consideration
today at an estimated cost of \$4,-
900.00."

The letter accompanying the Ordi-
nance authorizing the advertising and
awarding contract for electric light
fixtures contains the following clause:

"In order to complete the new
lighting system at the North Side
Market, it is necessary to award
a contract for furnishing and in-
stalling fixtures, which necessitates
the attached Ordinance."

For your further information a con-
tract was entered into by the City
with the Sargent Electric Company on
October 27, 1921 for the installation
of a complete conduit and wiring
system for electric lights and fan
outlets for this Market. The total
number of light outlets—641 and the
fan outlets—316.

This work is now practically com-
plete and it is highly advisable that
this contract be advertised at the
earliest possible moment.

Yours very truly,

CHAS. A. FINLEY,

Director.

Which was read, and on motion of
Mr. Garland, received and filed.

Mr. Garland moved

A suspension of the rule to al-
low the second and third readings and
final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 64. Resolution authorizing the issuing of a warrant in favor of The Misses Beatty for \$485.00 for taking and transcribing the testimony in the investigation of the slide on Bigelow Boulevard by the Public Works Committee of Council, from December 22, 1920 to and including January 7, 1921, and charging same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 14. Resolution authorizing the issuing of warrants in favor of the following persons for monies expended by them for the purpose of securing evidence against disorderly houses, gambling illegal liquor selling, and other violations of the law, and charging the amounts to the Code Accounts hereinafter specified, to-wit:

Schedule	Amount	Code Account
John C. Calhoun,	\$38.00	42
Mrs. Sara F. McClanahan	11.00	42
Edward T. McGough	30.17	1459
Shriver Stewart	8.75	42

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 19. Resolution authorizing the issuing of a warrant in favor of the Thos. Coutts Company for the sum of \$220.00 for payment of extra work on their contract for the construction of shelter sheds at Reams, Warrington, Woods Run and Wabash Playgrounds, same to be chargeable to Appropriation No. 201, Playground Bonds.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 32. Resolution authorizing the issuing of a warrant in favor of Geo. R. Eichenlaub for \$121.52 for extra work on his contract for the construction of a bathhouse at Homewood Playgrounds, same to be chargeable to Contract No. 1208, Appropriation No. 201, Playground Bonds.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 10. Resolution authorizing the issuing of a warrant in favor of Hahn Bros. in the sum of \$1,485.00, for work done at Municipal Garage and Repair Shop, Exposition Building, and charging same to Code Account No. 1039, Exposition Building Improvements, Municipal Garage and Repair Shop.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 18. Resolution authorizing the issuing of a warrant in favor of Harry Kramer in the sum of \$352.88, refunding overpaid water rent on property at 25-26 Graeme street, 1st Ward (Wm. F. Hamel, owner), and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 46. Resolution authorizing the issuing of warrant in favor of the Pittsburgh Printing Company in the sum of \$591.65, overtime in printing Budget for 1922, and charging the same to Code Account No. 1017, Supplies, Mayor's Office.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 9. Resolution authorizing the issuing of a warrant in favor of Scholz Brothers Hardware Company in the amount of \$664.00 for repairs to roofs at the Music Hall, Exposition Building, same to be paid from Code Account 1730, Repairs, Exposition Building.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 50. Resolution authorizing the issuing of a warrant in favor of the South Pittsburgh Water Company for \$179.00, due the water company for work connected with the closing off and restoring service to parties who allowed their water bills to become and remain delinquent, and charging same to Contingent Fund, Code Account No. 42.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 66. Resolution authorizing the issuing of warrants for the payment of January salaries of thirty inspectors in the Department of Health, Division of Housing and Sanitary Inspection, and one Caretaker at the Peralto street bathhouse, on account of error in preparation of Salary Ordinance for 1922, and charging the same to the appropriations made for such purposes.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 109. Report of the Committee on Public Works for January 10th, 1922, transmitting several ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 12 An Ordinance entitled, "An Ordinance authorizing and directing the regrading, repaving, recurbings and otherwise improving to the re-established grade of Bluff street, from Magee street to the Boulevard of the Allies, as affected by the Improvement of the Boulevard of the Allies; ratifying and confirming the action of the Director of the Department of Public Works in including the performance of the work therefor under the terms of Contract No. 5655. Mayor's Office File No. 289, entered into September 23, 1921, with the Thomas Cronin Company, for the

improvement of the Boulevard of the Allies, and providing for the payment of the cost thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 62. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of one (1) Cummer Sand Drum and Appurtenances for the East End Asphalt Plant of the Bureau of Highways and Sewers, Department of Public Works, and providing for the payment thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 61. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for furnishing and installing of light fixtures at the North Side Market, and authorizing the setting aside of Forty-nine hundred (\$4,900.00) dollars from Code Account 1697-G, Structural and non-structural improvements at the North Side Market, for the payment of the costs thereof."

In Public Works, January 10th, 1922, read and ordered returned to council with an affirmative recommendation, subject to report from the Department of Public Works.

Which was read.

Also

No. 110.

January 16, 1922.

Committee on Public Works,

City Council.

Gentlemen:

Referring to Council Bill No. 61, being An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for furnishing and installing light fixtures at the North Side Market, beg to advise that a contract was entered into by the City with the Sargent Electric Company on October 27, 1921, for the installation of a complete conduit and wiring system for electric lights and fan outlets for this Market. The total number of light outlets—641 and the fan outlets—316. This work is now practically complete and in order to complete the new lighting system, it will be necessary to award a contract for furnishing and installing fixtures.

I, therefore, recommend that this ordinance be passed at the earliest possible moment,

Yours very truly,

CHAS. A. FINLEY,

Director.

Which was read, and on motion of Mr. Malone, received and filed.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 49. Resolution authorizing the issuing of a warrant in favor of Booth & Flinn, Ltd., for the sum of \$806.12, for extra work done on the contract for grading, regrading, paving, repaving, etc., of Crawford, Mercer, Manila streets and Peach way, and charging same to Contract No. 1211 on file in the City Controller's office.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 23. Resolution authorizing the issuing of a warrant in favor of Thos. Cronin Company for the sum of \$1,503.00 for extra work done on the contract for repaving Wabash avenue, from Plank street to Independence street, and charging same to Contract No. 1081, on file in the City Controller's Office.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 24. Resolution approving the payment of, extras amounting to \$262.50, in contract with Thos. Cronin Company for the grading, paving and curbing of Independence street, from Wabash avenue to Woodville avenue, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 53. Resolution authorizing the issuing of a warrant in favor of Dunn & Ryan Company for the sum of \$492.48 for extra work done on the contract for repaving Cape May avenue, from West Liberty avenue to Dagmar avenue, and charging same to Contract No. 1162 on file in the City Controller's Office.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 54. Resolution authorizing the issuing of a warrant in favor of Dunn & Ryan Company for the sum of \$675.79, for extra work done on the contract for repaving Dagmar avenue, from Cape May avenue to Sebring street, and charging same to Contract No. 1163, on file in the City Controller's Office.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Robertson presented

No. 111. Report of the Committee on Filtration and Water for January 10, 1922, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 48. Resolution authorizing the issuing of a warrant in favor of the Ludlow Valve Manufacturing Company in the sum of \$2,781.70, or so much of the same as may be necessary, for gate valves and fire hydrants furnished to the Bureau of Water, same to be chargeable to and payable from Code Account No. 203-C.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Anderson presented

No. 112. Report of the Committee on Public Safety for January 10th, 1922, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 17. Resolution authorizing the issuing of a warrant in favor of the Animal Rescue League of Pittsburgh for the sum of \$1,080.63, for work done during the month of December, 1921, and charging the same to Code Account No. 1460, Item B, Miscellaneous Services Bureau of Police, year 1921.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS.

The Chair presented

No. 113.

City of Pittsburgh, Penna.

January 16th, 1922.

To the Honorable,

The City Council of

the City of Pittsburgh.

Gentlemen:

I hereby transmit, for your consideration and confirmation for the office of City Assessor, in addition to the Chief Assessor whose appointment you confirmed at your first meeting, the following names:

George H. Douglass

Charles A. Martin

James M. McKee

Samuel J. Reno, Jr.

George W. Savage

Thomas P. Geary

Harry Feldman

Fred F. Dengler

P. R. Williams

Respectfully submitted,

W. A. Magee, Mayor.

Which was read.

Mr. English moved

That the communication be received and filed, and that the appointments of the Mayor be approved and confirmed.

Which motion prevailed by the following vote:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

Also

No. 114.

City of Pittsburgh, Penna.

January 16th, 1922.

To the Honorable The City Council of
The City of Pittsburgh.

Gentlemen:

I hereby transmit, for your consideration and confirmation, for the office of Police Magistrate, the following names:

Bert L. Succop

P. F. Gallagher

E. M. Hough

J. Ralph Park

Ralph E. Smith

P. J. Sullivan

Respectfully submitted,

W. A. Magee, Mayor.

Which was read.

Mr. English moved

That the communication be received and filed, and that the appointments of the Mayor be approved and confirmed.

Which motion prevailed by the following vote:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

When the name of Mr. McArdle was called, he arose and said,

"Mr. President, I desire to be recorded as Voting Aye on all the nominations submitted by the Mayor, except that of P. J. Sullivan. In that case I desire to say that I do not believe Mr. Sullivan has conducted the office of Magistrate in a manner which justifies me in being in any sense responsible for his continuance in that office. I believe he has used

it in connection with the police department in a manner to defeat the purposes of many of the laws that he is supposed to uphold, and to promote his own personal ends. I believe that he has done a number of things that makes me feel that I want to have no share in the responsibility of continuing him in office, and desire to be recorded as voting No on his name."

Ayes—9. Noes—None, except on name of P. J. Sullivan where the ayes are 8, noes 1.

Mr. English moved

That the Minutes of the meetings of Council of January 2nd, and January 9th, 1922, be approved.

Which motion prevailed.

And on motion of Mr. Garland,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Wednesday, January 18th, 1922.

No. 5.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Wednesday, January 18, 1922.

Council met pursuant to the following call:

Pittsburgh, January 16, 1922.

Mr. E. J. Martin,

Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Wednesday, January 18, 1922, at 2 o'clock p. m. to consider Bill No. 90, An Ordinance providing for the authentication of coupons on certain bonds of the City of Pittsburgh, and such other business as may come before the meeting.

Yours very truly,

DANIEL WINTERS,

President of Council.

Which was read, received and filed.

Present—Messrs.

Borland
Garland
Herron

Malone
McArdle
Winters (Pres.)

Absent—Messrs.

Anderson
English

Robertson

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 115. Report of the Committee on Finance for January 17, 1922, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 90. An Ordinance entitled, "An Ordinance providing for the authentication of coupons on certain bonds of the City of Pittsburgh."

Which was read.

Mr. Garland moved

A suspension of Rule VIII, providing that all resolutions and ordinances, when returned from committee, shall be printed and mailed to the members of Council at least 48 hours previous to a meeting of Council at which the same are to be considered.

Which motion prevailed.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. John H. Henderson, City Controller, being sent for, appeared and said:

Mr. President, the Union Trust Company will not accept these bonds unless they get a certificate of legality from Hawkins, Delafield and Longfellow, and this law firm will not issue this certificate unless the coupons which now bear the signature of the late City Controller, E. S. Morrow, are reprinted, or this ordinance which authenticates the signature of the late Controller.

I might explain, Mr. President, that when the bond was printed the blank for the City Controller's signature was left there, to be signed by the Controller holding office at the time it is issued. This was not the case of the coupons. The coupons were printed with the facsimile signature of Mr. Morrow, and the Union Trust Company, who purchased the bonds, desire this action to be taken by the City.

The ordinance now before you was prepared by our bond attorneys, Messrs, Hawkins, Delafield and Longfellow, and is presumed to be proper.

By the passage of this ordinance the City will save \$750.00, which is the estimated cost for printing new coupons.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
Garland
Herron

Malone
McArdle
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Garland at this time presented

No. 116. Resolution authorizing and empowering the City Controller to employ certified public accountants to make audits and to examine and settle accounts of certain officers of the City of Pittsburgh, as provided by Act of Assembly of March 7, 1901, at an expense not to exceed \$2,500.00, to be charged to Appropriation No. 43, Finance.

Which was read and referred to the Committee on Finance.

Mr. Garland moved

That the Committee on Finance meet immediately upon adjournment of Council.

Which motion prevailed.

And on motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, January 23rd, 1922.

No. 6.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, January 23, 1922.

Council met.

Present—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

PRESENTATIONS.

Mr. Anderson presented

No. 117. Resolution authorizing the issuing of warrants in favor of the following named persons for service rendered as Detectives in the Bureau of Police for the number of days in January, 1922, as hereinafter specified, and charging same to Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to wit:

Robert E. Bevard, 17 days.....	\$95.97
Edward Dunn, Jr., 17 days.....	95.97
Harry P. McKelvey, 17 days.....	95.97
Jacob F. Isler, 17 days.....	95.97
Charles Rosenblatt, 17 days.....	95.97
Michael A. Ford, 4 days.....	22.58
John L. Librecht, 4 days.....	22.58
Edward Schmerschall, 4 days.....	22.58
John A. Snee, 4 days.....	22.58
Joseph P. Moriarty, 4 days.....	22.58

Which was read and referred to the Committee on Public Safety.

Mr. Borland presented

No. 118. An Ordinance establishing the grade of Entress street, from Lawson street eastwardly a distance of 336.02 feet to property line.

Also

No. 119. An Ordinance establishing the grade of Falba street, from Entress street southwardly a distance of 139.63 feet to property line.

Also

No. 120. An Ordinance re-establishing the grade on Geneva street, from Forty-fourth street to Forty-fifth street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. English presented

No. 121. Communication from Rev. Henry Fox, asking that certain things be done to complete the Duquesne Heights Playgrounds.

Also

No. 122. Resolution authorizing and directing the Controller to transfer the sum of \$200.00 from Code Account 1232, Materials, to Code Account 1233, Repairs, Tuberculosis Hospital, Department of Public Health.

Also

No. 123. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Walter R. Pringle in the sum of \$141.18, being 50 per cent of the excess meter rate over the former flat rate on property at 2836 Center avenue, Fifth ward.

Which were severally read and referred to the Committee on Finance.

Mr. Garland presented

No. 124. Resolution authorizing and directing the City Treasurer to extend the time for paying taxes and receiving the benefit of the two per cent discount up to and including February 20, 1922.

Also

No. 125. Resolution authorizing the issuing of a warrant in favor of the Potter Title & Trust Company in the sum of \$352.00 for examining titles to properties purchased by the City of Pittsburgh, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 126. Resolution authorizing and directing the City Controller to carry over the balance remaining in the 1921 Code Account 1567-M, Repairs to the Point Bridge, in the amount of \$5,077.71 to 1922 Current Operation Account.

Also

No. 127. Resolution authorizing and directing the City Controller to carry over the balance remaining in the 1921 Code Account 1555½, Smithfield Street Bridge, in the amount of \$1,849.76 to Current Operation Account, 1922.

Also

No. 128. Petition of Louis A. Meyran for settlement of assessment against his property for construction of sewer in Raymond street, Fourteenth ward.

Which were severally read and referred to the Committee on Finance.

Mr. Herron presented

No. 129. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to James T. Lutton in the sum of \$109.61, being 50 per cent of the excess meter rate over the former flat rate on property at 1707-09-11-13 Penn avenue, Second ward.

Also

No. 130. Resolution authorizing and directing the Mayor to execute and deliver a deed to the North Pole Ice Company for property situate on the northwest side of Rebecca street at the corner of Rosetta street, Tenth ward, for the sum of \$866.00.

Which were read and referred to the Committee on Finance.

Mr. Malone presented

No. 131. Resolution authorizing the issuing of a warrant in favor of E. M. Hill in the sum of \$811.71, or so much of the same as may be necessary, in payment for lumber for the Bureau of Highways and Sewers, and charging same to Code Account No. 1641.

Also

No. 132. Resolution authorizing the issuing of a warrant in favor of United States Asphalt Refining Company in the sum of \$1,947.91, for three cars of asphalt furnished to the Bureau of Highways and Sewers, Asphalt Division, and charging same to Code Account No. 1656.

Which were read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 133. An Ordinance establishing the grade of Aline street, from Bailey avenue to Bernard street.

Also

No. 134. An Ordinance establishing the grade of Bernard street, from Etta street to Aline street.

Also

No. 135. An Ordinance establishing the grade of Etta street, from Bailey avenue to Bernard street.

Also

No. 136. An Ordinance establishing the grade of Curtin way, from Michigan street to Chalfont street.

Also

No. 137. An Ordinance establishing the grade on Rossmore avenue, from Pioneer avenue to Glenarm avenue.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 138. An Ordinance authorizing and directing the grading, paving and curbing of Marsonia street, from Biggs avenue to Mountford street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited

Also

No. 139. An Ordinance authorizing and directing the grading, paving and curbing of Meadville street, from Marsonia street to Bell avenue, and providing that the costs, dam-

ages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 140. An Ordinance authorizing and directing the grading, paving and curbing of Osgood street, from Lafayette avenue to Marsonia street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Also

No. 141. An Ordinance designating Canter way as the name of an unnamed 20-foot way in the Twenty-sixth ward of the City of Pittsburgh, from Kenwood avenue to Charles street north, as shown in B. A. Elliott Company Plan and establishing the grade thereof.

Also

No. 142. An Ordinance designating Hough way as the name of an unnamed 20-foot way in the Twenty-sixth ward of the City of Pittsburgh, from Canter way to the westerly terminus of the B. A. Elliott Company Plan of Lots, as shown in the said plan and establishing the grade thereof.

Which were read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 143.

1331 Spruce street,

Philadelphia, Pa.,

January 19, 1922.

Hon. Daniel Winters, President,

Council of the City of Pittsburgh,

Pittsburgh, Pa.

Dear Sir:

My brothers and I deeply appreciate the Resolution of regret at the death of Boies Penrose, adopted by the Council of the City of Pittsburgh on January 10, 1922.

Sincerely yours,

CHARLES B. PENROSE.

Which was read, received and filed.

Mr. Anderson presented

No. 144. Resolution fixing the amount of damage sustained by the

property of Mike Nyulaski and Katie Nyulaski, his wife, by reason of the grading and widening of Alexis street at \$500.00, and authorizing the issuing of a warrant in favor of said Mike and Katie Nyulaski in the sum of \$500.00 in full for all claims for damages to their property by reason of the improvement of said street, and charging same to Code Account No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 145. Report of the Committee on Finance for January 17, 1922, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 5. An Ordinance entitled, "An Ordinance ratifying and confirming the action of the Director of the Department of Public Works in withdrawing from contract entered into with M. O'Herron Company, known as Contract No. 11, for the grading, regrading, paving, repaving and otherwise improving the Boulevard of the Allies from a point one hundred sixty-three and twenty-two hundredths (163.22) feet east of Brady street to a point five hundred fifty-nine and seventy-three hundredths (559.73) feet east of Brady street, and including Forbes street as affected thereby, dated the twenty-first day of September, 1921, of that portion of the work being the construction of a retaining wall on the northerly side of Forbes street, and awarding the work in connection therewith to Booth & Fllnn, Ltd., and making an appropriation in connection therewith."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 100. An Ordinance entitled, "An Ordinance amending a portion of Section 67, Department of Public Works, Bureau of Water, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law December 31, 1921."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 83. Resolution authorizing the issuing of a warrant in favor of Leo B. Buerkle Company in the amount of \$52.19 for extra work and materials required for making new connections in the water lines at No. 4 Police Station on account of the erection of public comfort station on Bouquet street, and charging same to Contract No. 1136, Code Account No. 202.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 84. Resolution authorizing the issuing of a warrant in favor of Booth & Flinn Ltd., for the sum of \$168.00, for extra work done on the contract for the construction of a water line for Schenley Park entrance at Forbes street, and charging the same to Park Roadway Improvement Bonds, 1919, Bond Fund Appropriation No. 199.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 92. Resolution authorizing the issuing of a warrant in favor of Thomas Coutts Company for \$195.50 for extra work done on erec-

tion of gymnasium building at West Penn Playground, and charging same to Contract No. 1205, Code Account No. 201.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 93. Resolution authorizing the issuing of a warrant in favor of Cyclone Fence Company for the sum of \$60.00, for extra work done on the contract for construction of fence in Lawrence Park Playgrounds, and charging the same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 103. Resolution authorizing the issuing of a warrant in

favor of F. & F. Diulus for the sum of \$350.00 for extra work done on the contract for grading Arlington Playground, and charging the same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 91. Resolution authorizing the issuing of a warrant in favor of George H. Soffel Company for the sum of \$178.00 for extending sewer line from the Chauffeur's House on the Monongahela Wharf on Water street down to sewer line at Ferry street, and charging the same to Code Account No. 42, Contingent Fund for the year 1921.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 85. Resolution authorizing and directing the City Controller to transfer the sum of \$3,305.05 to Code Account No. 50, Chartiers Township General Appropriation, from the following code accounts:

1921 Code Account No. 1736,	
Wages, Accounting Div.	\$ 658.68
1921 Code Account No. 1752,	
Wages, Mechanical Div.	2,646.37
	\$3,305.05

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 95. Resolution authorizing, empowering and directing the City Controller to set aside the sum of \$2,500.00 in Code Account No. 42, Contingent Fund, for the purchase of supplies, materials and equipment for the maintenance of the Municipal Lodging House established by the Department of Public Safety at No. 1 Patrol Station, corner of Cherry and Strawberry ways.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 116. Resolution authorizing and empowering the City Controller to employ certified public accountants to make audits and to examine and settle the accounts of certain officers of the City, as required by Article 8, Section 1, of Act of March 7, 1901, at an expense not to exceed \$2,500.00, to be charged against Appropriation No. 43, Finance.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

No. 96. Resolution authorizing the City Solicitor upon the payment of 50% of the face of the claims, to satisfy the records, as hereinafter set forth, and directing the City Treasurer to accept and receipt in full for the amounts hereinafter set forth, in such cases where no lien has been filed of record; the amounts to be 50% of the face of the claim, without any payment of penalty, or interest, and the costs where a lien has been filed to be paid by the City of Pittsburgh, such amounts so payable being as follows:

Against the African M. E. Church, at No. 3669 January Term, 1914, \$15.83; at No. 267 April Term, 1916, \$13.23; at No. 290 April Term, 1917, \$7.89; at No. 359 April Term, 1918; \$14.62 at No. 305 January Term, 1920, \$16.22; at No. 262 January Term, 1921, \$15.25; at No. 265 January Term, 1922, \$12.76; \$15.77, taxes for the year 1920, and \$16.60, taxes for the year 1921.

Against the African M. E. Church, at No. 3676 January Term, 1914, \$223.40; at No. 274 April Term, 1916, \$242.19; at No. 295 April Term, 1917, \$148.59; at No. 360, April Term, 1918, \$255.72; at No. 306 January Term, 1920, \$273.79; at No. 263 January Term, 1921, \$258.99; at No. 266 January Term, 1922, \$195.10; \$196.81, taxes for the year 1919; \$238.17, taxes for the year 1920 and \$250.70, taxes for the year 1921.

Against the Bethel A. M. E. Church at No. 108 January Term, 1920, \$57.74; at No. 93 January Term, 1921, \$56.32; \$70.83, taxes for the year 1920, and \$73.65, taxes for the year 1921.

Against the African M. E. Church, at No. 124 April Term, 1918, \$28.28; at No. 107 January Term, 1920, \$31.16; \$34.68, taxes for the year 1919; at No. 92 January Term, 1921, \$29.46; \$27.74, taxes for the year 1920, and \$42.45, taxes for the year 1921.

In Finance Committee January 17, 1922. Read and amended by inserting after the words, "to be paid by the City of Pittsburgh," the words, "provided that payment is made within thirty days after the passage of this resolution," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. Garland arose and said:

"Mr. President and Gentlemen: I object to the passage of this resolution for the following reasons: My opinion is that Council has no legal right to exonerate taxes on property

not used for actual church purposes. An exoneration of this kind may be considered as a gift by the City, such gift being illegal and discriminatory, and beyond the power of Council to make."

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Noes—Mr. Garland

Ayes—8.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Malone presented

No. 146. Report of the Committee on Public Works for January 17, 1922, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 101. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of labor and delivery of materials for the reconstruction of new corrugated steel roofing and the reconstruction of the same for the North Side Asphalt Plant of the Bureau of Highways and Sewers, Department of Public Works, and providing for the payment thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Anderson presented

No. 147. Report of the Committee on Public Safety for January 17, 1922, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 79. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for repairing the electrical wiring system at the Eighth Street Engine Houses in the Bureau of Fire."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 80. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for laundry service for the Department of Public Safety and its several bureaus for the year ending December 31, 1922."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. English presented

No. 148. Report of the Committee on Health and Sanitation for January 17, 1922, transmitting an ordinance and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 88. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing of one (1) Motor Ambulance for the Municipal Hospital, Department of Health."

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 89. Resolution authorizing and directing the City Controller to set aside on Contract No. 920 with the American Reduction Company the sum of \$140,000.00, and on Contract No. 921, with W. & H. Walker, Inc., Allegheny Garbage Company Department, the sum of \$45,000.00, from Appropriation No. 1261, Garbage and Rubbish Disposal, and authorizing the issuing of warrants drawn on Contract No. 912, Appropriation No. 1261, in favor of the American Reduction Company for \$140,000.00, and on Contract No. 911, Appropriation No. 1261, in favor of W. & H. Walker, Inc., Allegheny Garbage Company Department, for \$45,000.00, in partial payment of the cost of garbage and rubbish collection and disposal for the year ending December 31, 1921.

In Health and Sanitation Committee January 17, 1922. Read and ordered returned to Council with an affirmative recommendation, subject to a report from the Department of Public Health and the City Controller.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. English also presented

No. 149.

City of Pittsburgh, Pa.

January 19, 1922.

The City Council,

Pittsburgh, Pa.

Gentlemen:

In reply to your letter of January 18, in reference to Bill No. 89, Resolution for a warrant in favor of the American Reduction Company for \$140,000.00 and W. & H. Walker, Inc.,

Allegheny Garbage Company department for \$45,000.00, partial payment for the removal and disposal of garbage and rubbish for the year ending December 31, 1921, would state that the resolution originated in the Controller's office. The total deficit for the year is \$288,502.24. The amount mentioned in the resolution is the approximate difference between the total deficit and what the contractors made and owe the City, over \$1.50 per ton profit, on the total tonnage for the year 1921.

Very truly yours,

C. J. VAUX,

Director.

Which was read.

Also

No. 150.

City of Pittsburgh, Pa.,

January 23, 1922.

Mr. E. J. Martin,

City Clerk.

Dear Sir:

Complying with your request of January 18, I have the following report to make with reference to Bill No. 89.

Calculation of the tonnage of garbage and rubbish collected by the American Reduction Company to December 31, 1921, totaling 133,750 tons, results in a balance due the contractor of \$209,491.10, at the maximum contract prices; a preliminary survey of their cost figures indicates a reduction from the above figures, on a basis of \$1.50 a ton profit, of about \$65,000.00, or a net amount due of a little over \$144,000.00.

In the case of W. & H. Walker, Inc., a calculation of the total tonnage of 44,000 results in a balance due them of \$79,011.14 at the maximum contract prices; no figures have been obtained as to their costs, but I have calculated the maximum reduction due the City as 75 cents a ton, as against 50 cents a ton on the other contract, or \$33,000.00, which would leave a net amount due them of a little over \$46,000.00.

I would recommend the passage of the resolution authorizing the payment of \$140,000.00 to the American Reduction Company, and \$40,000.00 to W. & H. Walker Company, Inc.

Very truly yours,

JOHN H. HENDERSON,

City Controller.

Which was read.

Mr. English moved

That the communications be received and filed.

Which motion prevailed.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson

Borland

English

Garland

Herron

Malone

McArdle

Robertson

Winters (Pres.)

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. McArdle (at the request of the Director of the Department of Charities) presented

No. 151. An Ordinance amending Section 40, Department of Charities, of an ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law December 31, 1921, by creating a position of Secretary to the Director.

Which was read and referred to the Committee on Finance.

And on motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, January 30th, 1922.

No. 7.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, January 30, 1922.

Council met.

Present—Messrs.

Anderson	Malone
Borland	McArdle
Herron	Winters (Pres.)

Absent—Messrs.

English	Robertson
Garland	

Mr. McArdle moved

That Council recess until 5 o'clock p. m.

Which motion prevailed.

And Council recessed.

And the hour of 5 o'clock p. m. having arrived, and the time of the recess having expired, Council reconvened, and there were present:

Messrs.

Borland	McArdle
Herron	Winters (Pres.)
Malone	

Absent—Messrs.

Anderson	Garland
English	Robertson

Mr. McArdle moved

A suspension of the regular order of business in order to recall several bills from the Mayor.

Which motion prevailed.

Mr. McArdle presented

No. 152. Resolved, That the Mayor be and he is hereby requested to return to Council, without action thereon, for further consideration, the following:

Bill No. 96. Resolution for satisfaction of liens against property of A. M. E. Church, African M. E. Church and Bethel A. M. E. Church, etc.

Bill No. 116. Resolution authorizing and empowering the City Controller to employ certified public accountants to make audits and to examine and settle the accounts of certain officers of the City.

Bill No. 100. An Ordinance amending a portion of Section 67, Department of Public Works, Bureau of Water, of Salary Ordinance of December 31, 1921.

Which motion prevailed.

Mr. McArdle moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned, without action thereon,

Bill No. 96. Resolution authorizing the City Solicitor upon the payment of 50% of the face of the claims, to satisfy the records, as hereinafter set forth, and directing the City Treasurer to accept and receipt in full for the amounts hereinafter set forth, in such cases where no lien has been filed of record; the amounts to be 50% of the face of the claim, without any payment of penalty, or interest, and the costs where a lien has been filed to be paid by the City of Pittsburgh, provided that payment is made within thirty days after the passage of this resolution, such amounts so payable being as follows:

Against the African M. E. Church, at No. 3669 January Term, 1914, \$15.83; at No. 267 April Term, 1916,

\$13.23; at No. 290 April Term, 1917, \$97.89; at No. 359 April Term, 1918; \$14.62 at No. 305 January Term, 1920, \$16.22; at No. 262 January Term, 1921, \$15.25; at No. 265 January Term, 1922, \$12.76; \$15.77, taxes for the year 1920, and \$16.60, taxes for the year 1921.

Against the African M. E. Church, at No. 5676 January Term, 1914, \$223.40; at No. 274 April Term, 1916, \$242.19; at No. 925 April Term, 1917, \$148.59; at No. 360, April Term, 1918, \$255.72; at No. 306 January Term, 1920, \$273.79; at No. 263 January Term, 1921, \$258.99; at No. 266 January Term, 1922, \$195.10; \$196.81, taxes for the year 1919; \$238.17, taxes for the year 1920 and \$250.70, taxes for the year 1921.

Against the Bethel A. M. E. Church at No. 108 January Term, 1920, \$57.74; at No. 93 January Term, 1921, \$56.32; \$70.83, taxes for the year 1920, and \$73.65, taxes for the year 1921.

Against the African M. E. Church, at No. 124 April Term, 1918, \$28.28; at No. 107 January Term, 1920, \$31.16; \$34.68, taxes for the year 1919; at No. 92, January Term, 1921, \$29.74; taxes for the year 1920, and \$42.45, taxes for the year 1921.

In Council January 23, 1922. Committee amendment agreed to, rule suspended, read three times and finally passed.

Which was read.

Mr. McArdle moved

To reconsider the vote by which the resolution was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the resolution be read a second and third times and finally passed?"

The motion did not prevail.

Mr. McArdle moved

That the resolution be re-committed to the Committee of Finance.

Which motion prevailed.

Also

Bill No. 116. Resolution authorizing and empowering the City Controller to employ certified public accountants to make audits and to examine and settle the accounts of certain officers, as required under Article 8, Section 1, of Act of Assembly of March 7, 1901, at an expense not to exceed \$2,500.00, to be charged against Appropriation No. 43, Finance.

In Council January 23, 1922. Rule suspended, read three times and finally passed.

Which was read.

Mr. McArdle moved

To reconsider the vote by which the resolution was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the resolution be read a second and third times and finally passed?"

The motion did not prevail.

Mr. McArdle moved

That the resolution be re-committed to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 100. An Ordinance entitled, "An Ordinance amending a portion of Section 67, Department of Public Works, Bureau of Water, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof,' which became a law December 31, 1921."

In Council January 23, 1922. Committee amendment agreed to, rule suspended, read three times and finally passed.

Which was read.

Mr. McArdle moved

To reconsider the vote by which the bill was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the bill be read a second and third times and finally passed?"

The motion did not prevail.

Mr. McArdle moved

That the resolution be re-committed to the Committee on Finance.

Which motion prevailed.

PRESENTATIONS.

Mr. Borland presented

No. 153. An Ordinance amending Section 8, line 8, Mayor's Office, Municipal Garage and Repair Shop; Section 23, line 20, Carnegie Free Library of Allegheny; Section 29, line 21, Department of Health, Tuberculosis Hospital; Section 30, line 20, Department of Health, Municipal Hospital; Section 41, lines 53 and 54, Department of Charities, City Home and Hospital, Mayview; Section 42, lines

19 and 20, Department of Public Safety; Section 58, line 5, Department of Public Works, Asphalt Plant; Section 60, line 5, Department of Public Works, City-County Building; Section 62, line 9, Department of Public Works, Diamond Market; Section 63, line 7, Department of Public Works, North Side Market, of an ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law December 31, 1921.

Which was read and referred to the Committee on Finance.

Also

No. 154. Communication from Charles Lenz relative to filling in of South Bergman street.

Also

No. 155. Communication from T. Sherk and Mrs. Julia Sherk asking for the construction of a sewer on Winters way, 180 feet east of Sewickley road.

Also

No. 156. Petition of property owners on Ryoilite way asking that an ordinance be repassed opening said way, from south line of Black street to Hays street, being Ordinance No. 147, Series 1921.

Also

No. 157. An Ordinance extending and opening Ryoilite way, in the Eleventh ward of the City of Pittsburgh, from the southerly line of Black street (as laid out in Mellon's Orchard Plan of Lots) to Hays street, establishing the grade thereof and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Herron (for Mr. Garland) presented

No. 158. Resolution authorizing the issuing of warrants in favor of the following persons and organizations, on account of the Allegheny County Emancipation and Historical Society celebration, and charging the same to Appropriation No. 42, Contingent Fund:

S. VanLewen Co., for putting up posters	\$ 33.00
Steath Band, for playing on rostrum	20.00

Mrs. I. M. Anderson, florist	19.00
J. S. Patton, for work done on floats	350.00
Roger Walder, musical director, services rendered	10.00
L. P. Newson, automobiles in parade	30.00
James Robinson, services rendered and care of speaker of day	100.00
Rent of Morgan Community Hall committee meeting	15.00
Calvary Baptist Church, payment on account of use as headquarters	23.00
Total	\$600.00

Also

No. 159. Resolution authorizing the issuing of a duplicate warrant in favor of the United States Rubber Company in the sum of \$51.64, in place of warrant No. 21628, dated January 29, 1921, which was lost, and charging the same to Appropriation No. 1635, 1920.

Also

No. 160. Resolution authorizing the issuing of a duplicate warrant in favor of the Dayton Rubber Manufacturing Company in the sum of \$755.37, in place of warrant No. 26129, dated December 31, 1919, which was lost, and charging the same to Appropriation No. 1165.

Also

No. 161. Resolution authorizing the City Controller to transfer the sum of \$9,500.00 from Appropriation No. 1591, Restoration of Bigelow Boulevard, to Appropriation No. 210, proceeds of the sale of Carson Street East Improvement Bonds, and authorizing the issuing of a warrant drawn on Appropriation No. 210, in favor of the Pittsburgh & Lake Erie Railroad Company in the sum of \$12,000.00, in lieu of a warrant drawn on Appropriation No. 1591, Restoration of Bigelow Boulevard, as provided for in Ordinance No. 383, approved August 28, 1921.

Which were severally read and referred to the Committee on Finance.

Mr. Malone (for Mr. Anderson) presented

No. 162. An Ordinance providing for the letting of a contract or contracts for furnishing telephone service for the City of Pittsburgh for the year ending December 31, 1922.

Which was read and referred to the Committee on Public Safety.

Mr. Malone presented

No. 163. Resolution authorizing the issuing of a warrant in favor of Pete Frazier, a hoseman in the Bureau of Fire, for \$249.17, covering lost time during month of October and November, 1921, by reason of injuries received while playing baseball in the Bureau of Fire Baseball League, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Which was read and referred to the Committee on Finance.

Mr. McArdle (for Mr. Robertson) presented

No. 164. An Ordinance amending Clause VIII of Section 2 of an ordinance entitled, "An Ordinance fixing the license taxes or fees for all public amusements, and providing a penalty for the violation of the provisions of this ordinance," which became a law February 25, 1913.

Which was read and referred to the Committee on Finance.

The Chair (Mr. Winters) presented

No. 165. Resolution authorizing and directing the City Controller to set aside from Code Account No. 42, Contingent Fund, a sum not to exceed \$1,500.00, to defray the expenses of a National Encampment of the Army and Navy Union, to be held in Pittsburgh during the first week of September, 1922, and authorizing the issuing of warrants in payment of said expenses, upon payrolls approved by the Committee on Finance.

Also

No. 166. Communication from Technical Employees in the Laboratory of the Filtration Division, Bureau of Water, relative to the salaries paid them.

Also

No. 167. Communication from Mrs. Mary V. Barr, protesting against the employment of a social worker at \$3,000.00 per annum in the Department of Charities.

Also

No. 168. Communication from Fineview Board of Trade asking what action has been taken by the City to acquire the Fineview Playground property.

Which were severally read and referred to the Committee on Finance.

Also

No. 169. Resolution authorizing and directing the Superintendent of the Bureau of City Property to rent the South Side Market Hall to the Ormsby Basketball Team every Wednesday night for a period of about 15 weeks at the rate of \$20.00 per night.

Also

No. 170. Communication from the Pennsylvania Casting and Machine Works asking that Preble avenue, from Westhall street to Island avenue, be repaved.

Which were read and referred to the Committee on Public Works.

Also

No. 171. Communication from J. E. King asking for a hearing relative to classification of properties on Johnston avenue, Fifteenth ward, as designated in the proposed Zoning Ordinance prepared by the City Planning Commission.

Also

No. 172. Communication from Fred A. Sauer, Chairman, Committee of Concerns erecting portable garages, complaining of unreasonable demands of the Bureau of Building Inspection in the construction of portable garages.

Which were read and referred to the Committee on Public Safety.

Also

No. 173. Communication from the Pittsburgh Central Labor Union transmitting resolution adopted by said organization protesting against reduction of wages of City employees.

Which was read, received and filed.

Also

No. 174. Communication from E. E. Clark, Chairman of Knights of Pythias National Encampment Association of Western Pennsylvania, asking for the use of Schenley Oval during the week of the encampment, from July 8 to 15, 1922.

Which was read and referred to the Committee on Parks and Libraries.

And on motion of Mr. Malone

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Tuesday, January 31st, 1922.

No. 8.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Tuesday, January 31, 1922.

Council met pursuant to the following call:

Pittsburgh, January 31, 1922.

Mr. E. J. Martin,

Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Tuesday, January 31, 1922, at 3:30 o'clock p. m., to take up such business as may come before the meeting.

We hereby waive Rule V, which provides for the mailing of notices not less than 48 hours previous to the time of meeting.

Yours very truly,

JOHN S. HERRON,
W. H. ROBERTSON,
W. Y. ENGLISH,
JAMES F. MALONE,
ROBT. GARLAND,
P. J. MCARDLE,
WALLACE BORLAND,
CHARLES ANDERSON,
DANIEL WINTERS,

Which was read, received and filed.

Present—Messrs.

Anderson	Herron
Borland	Malone
English	McArdle
Garland	Winters (Pres.)

Absent—

Mr. Robertson

PRESENTATIONS.

Mr. Garland presented

No. 175. Resolution authorizing and directing the Mayor and the Director of the Department of Public Works to employ a Consulting Engineer or Engineers to examine and report upon the condition and need of replacement of the Penn. Shady, Highland and Negley avenue bridges over the Pennsylvania Railroad, and setting apart and appropriating the sum of \$..... from Code Account 42-M, Contingent Fund, for the payment of the cost thereof, and authorizing the issuing of warrants on said fund for the payment of the cost of said work.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 176. Report of the Committee on Finance for January 24, 1922, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 21. Resolution authorizing the issuing of a warrant in favor of Mrs. Letitia Provan and John F. Provan, her husband, in the sum of \$850.00, as full compensation for her injuries and expenses in con-

nection therewith, caused by automobile, in which Mrs. Provan was riding, running into a hole on Jancey street, and charging to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Herron
Borland	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 125. Resolution authorizing the issuing of a warrant in favor of the Potter Title and Trust Company in the sum of \$352.00, in payment of certificates of examination of properties acquired by the City, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Herron
Borland	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 94. Resolution authorizing and directing the City Controller to transfer the sum of \$21,000.00 from the fund heretofore set

apart and appropriated by the terms of Ordinance No. 405, Series 1921, approved September 2, 1921, from "Boulevard of the Allies Improvement Bonds," Bond Fund Appropriation No. 207, and to credit same for the payment of the final estimate for the completion of Contract No. 5664. Mayor's Office File No. 289, entered into with M. O'Herron Company, for the construction of foundations for Viaduct No. 2, Boulevard of the Allies, and authorizing the issuing of warrants drawn on said fund for the payment of the cost of completing said contract.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Herron
Borland	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 122. Resolution authorizing and directing the Controller to transfer the sum of \$200.00 from Code Account 1232, Materials, to Code Account 1233, Repairs, Tuberculosis Hospital, Department of Public Health.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Herron
Borland	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 47. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot on Meade street, between Braddock and Brushton avenues, to Mildrel T. Zimmerman, for the sum of \$804.47, which covers City assessments, taxes, costs, interest, deed, etc., on property formerly owned by her.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Herron
Borland	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 123. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Walter R. Pringle on account of charge for water, in the sum of \$141.18, being 50 per cent of the excess meter rate over the former flat rate, on property at 2836 Center avenue, 5th Ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Herron
Borland	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 124. Resolution authorizing and directing the City Treasurer to extend the time for paying taxes, and receiving the benefit of the two per cent, discount, up to and including February 20, 1922.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Herron
Borland	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 129. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to James T. Lutton on account of charge for water in the sum of \$109.61, being 50 per cent of the excess meter rate over the former flat rate, on property at 1707-09-11-13 Penn avenue, 2nd Ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Herron
Borland	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 126. Resolution authorizing and directing the City Controller to carry over the balance remaining in the 1921 Code Account 1567-M, Repairs to the Point Bridge, in the amount of \$5,077.71 to 1922 Current Operation Account.

In Finance Committee, January 24, 1922, Read and amended by striking out the words "1922, Current Operation Account," and by inserting in lieu thereof the words "Code Account 1567-M, Special Reservation for payment of cost of repairs and investigation of Point Bridge, 1922," and as amended ordered returned to council with and affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland

Herron
Malone
McArdle
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Garland also presented

No. 177. Report of the Committee on Finance for January 31st, 1922, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 116. Resolution authorizing and empowering the City Controller to employ certified public accountants to make audits and to

examine and settle the accounts of officers of the City, as provided under Article 8, Section 1, of an Act of Assembly of March 7th, 1901, at an expense not to exceed \$2,500.00, to be charged against Appropriation No. 43, Finance.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland

Herron
Malone
McArdle
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

At this time, the Chair introduced State Treasurer, Charles A. Snyder, who said that he was in the City visiting some sick friends, and he stopped in to pay his respects to the members of Council.

Mr. Malone presented

No. 178. Report of the Committee on Public Works for January 24, 1922, transmitting two resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 131. Resolution authorizing the issuing of a warrant in favor of E. M. Hill for \$811.71, or so much of the same as may be necessary, in payment for lumber for the Bureau of Highways & Sewers, same to be chargeable to and payable from Code Account 1641.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Herron
Borland	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 132. Resolution authorizing the issuing of a warrant in favor of United States Asphalt Refining Company in the sum of \$1,947.91, for 3 cars of Asphalt furnished to the Bureau of Highways & Sewers, Asphalt Division, the same to be chargeable to and payable from Code Account No. 1656.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Herron
Borland	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Borland presented

No. 179. Report of the Committee on Public Service and Surveys for January 24, 1922, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 118. An Ordinance entitled, "An Ordinance establishing the grade of Entress street, from Lawson street eastwardly a distance of 336.02 feet to property line."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Winters (Pres.)
Herron	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 119. An Ordinance entitled, "An Ordinance establishing the grade of Falba street, from Entress street southwardly a distance of 139.63 feet to property line."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Winters (Pres.)
Herron	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 133. An Ordinance entitled, "An Ordinance establishing the grade of Aline street, from Mailey avenue to Bernard street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Winters (Pres.)
Herron	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 134. An Ordinance entitled, "An Ordinance establishing the grade of Bernard street, from Etta street to Aline street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Winters (Pres.)
Herron	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 135. An Ordinance entitled, "An Ordinance establishing

the grade of Etta street, from Bailey avenue to Bernard street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Winters (Pres.)
Herron	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 136. An Ordinance entitled, "An Ordinance establishing the grade of Curt'n way, from Michigan street to Chalfont street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Winters (Pres.)
Herron	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 137. An Ordinance entitled, "An Ordinance establishing the grade on Rossmore avenue, from Pioneer avenue to Glenarm avenue."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Winters (Pres.)
Herron	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 141. An Ordinance entitled, "An Ordinance designating Canter way as the name of an Unnamed 20 foot way in the 26th Ward of the City of Pittsburgh, from Kenwood avenue to Charles street north, as shown in B. A. Elliott Company Plan, and establishing the grade thereof."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Winters (Pres.)
Herron	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 142. An Ordinance entitled, "An Ordinance designating Hough way as the name of an Unnamed 20 foot way in the 26th Ward of the City of Pittsburgh, from Canter way to the westerly terminus of the B. A. Elliott Company Plan of Lots, as shown in the said Plan, and establishing the grade thereof."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Winters (Pres.)
Herron	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Anderson presented

No. 180. Report of the Committee on Public Safety for January 24, 1922, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 117. Resolution authorizing the issuing of warrants in favor of the following named persons for

service rendered as Detectives in the Bureau of Police for the number of days in January, 1922, as hereinafter specified, and charging same to Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to wit:

Robert E. Bevard, 17 days.....	\$95.97
Edward Dunn, Jr., 17 days.....	95.97
Harry P. McKelvey, 17 days.....	95.97
Jacob F. Isler, 17 days.....	95.97
Charles Rosenblatt, 17 days.....	95.97
Michael A. Ford, 4 days.....	22.58
John L. Librecht, 4 days.....	22.58
Edward Schmerschal, 4 days.....	22.58
John A. Snee, 4 days.....	22.58
Joseph P. Moriarty, 4 days.....	22.58

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Herron

Malone
McArdle
Winters (Pres.)

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

The Chair at this time announced the appointment of Messrs. **Malone** and **McArdle** as members of the Carnegie Library Committee, vice Messrs. **Dailey** and **Henderson**, the committee now being composed of the following members of Council: Messrs. **English**, **Garland**, **Herron**, **Malone**, **McArdle**, **Robertson**, **Winters**.

Mr. English moved

That the minutes of the proceedings of Council of meetings held on January 12th, 16th, 18th and 23rd, 1922, be approved.

Which motion prevailed.

And on motion of Mr. **Malone**,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, February 6th, 1922.

No. 9.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, February 6, 1922.

Present—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

PRESENTATIONS.

Mr. Anderson presented

No. 181. An Ordinance repealing Ordinance No. 432, entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Elizabeth Foster, wife of Thomas Foster, situate in the Second ward of the City of Pittsburgh, for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor," approved October 13, 1921.

Also

No. 182. An Ordinance repealing Ordinance No. 433, entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain

property of Michael P. Harrity, situated in the Second ward of the City of Pittsburgh, for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor," approved October 13, 1921.

Also

No. 183. An Ordinance repealing Ordinance No. 434, entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of William W. Martin, situate in the Second ward of the City of Pittsburgh, for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor," approved October 13, 1921.

Also

No. 184. Resolution authorizing the issuing of a warrant in favor of John Vogt, Prothonotary of Allegheny County for the sum of \$235.70 as a settlement in full of a verdict obtained against Motorcycle Patrolman Herbert J. Rice in the County Courts of Allegheny County by George W. Smith, who was injured December 7, 1920, when accidentally struck at the corner of Frankstown avenue and Broad street by said Patrolman Herbert J. Rice, who was riding on his motorcycle in the performance of his duties as a police officer, and charging same to Code Account No. 42, Contingent Fund.

Which were severally read and referred to the Committee on Finance.

Also

No. 185. Resolution authorizing the issuing of a warrant in favor of the Animal Rescue League of Pittsburgh for the sum of \$1,071.03, covering work done during the month of January, 1922, and charging same

to Code Account No. 1460, Item B, Miscellaneous Services, Dog Pound, Bureau of Police.

Which was read and referred to the Committee on Public Safety.

Mr. Borland presented

No. 186. An Ordinance appropriating and setting aside from the proceeds of Broad Street Improvement Bonds, Bond Fund Appropriation No. 232, the sum of six thousand (\$6,000.00) dollars, for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

No. 187. Resolution authorizing the issuing of a warrant in favor of William J. Bally for the sum of \$936.05, being wages as Public Works Inspector in the Bureau of Engineering, for a period extending from April 24 to December 7, 1919, inclusive, on account of loss of time due to injuries received while in the performance of his duty, and charging same to Code Account No.

Which were read and referred to the Committee on Finance.

Also

No. 188. An Ordinance widening Broad street, in the Eleventh ward of the City of Pittsburgh, at its intersection with Frankstown avenue, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 189. An Ordinance opening Armory street, in the Seventh ward of the City of Pittsburgh, from Shady avenue to Emerson street, to a width of 60 feet and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Which were read and referred to the Committee on Public Works.

Also

No. 190. An Ordinance locating Armory street, in the Seventh ward of the City of Pittsburgh, from Shady avenue to Emerson street, to a width of 60 feet.

Also

No. 191. An Ordinance re-establishing the grade of Lawson street, from Webster avenue to Wylie avenue.

Also

No. 192. An Ordinance fixing the width and position of the sidewalks and roadway of Semicir street, from Perrysville avenue to Perrysville avenue, re-establishing the grade thereof, and providing for the sloping and parking of the portion of said Semicir street lying without the lines of the sidewalks and roadway.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Garland presented

No. 193. An Ordinance authorizing the purchase of certain real estate in the Eighth and Ninth wards of the City of Pittsburgh, County of Allegheny, and State of Pennsylvania, from John J. Dean, for the sum of seventy-five thousand (\$75,000.00) dollars.

Also

No. 194. An Ordinance fixing the number of officers and employees of the Bureau of Engineering, Department of Public Works, City of Pittsburgh, and the rate of compensation thereof.

Also

No. 195. An Ordinance amending portion of Section 60, Department of Public Works, City-County building, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law December 31, 1921.

Also

No. 196. An Ordinance appropriating and setting aside from the proceeds of Center Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 204, an additional sum of one thousand (\$1,000.00) dollars for the payment of engineering expenses, including salaries, wages, supplies, equipment, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Also

No. 197. An Ordinance appropriating and setting aside from the proceeds of Island Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 219, an additional sum of Four thousand (\$4,000.00) dollars for the payment of engineering expenses, including salaries, wages, supplies, equipment, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Also

No. 198. An Ordinance appropriating and setting aside from the proceeds of Boulevard of the Allies Bonds 1919, Bond Fund Appropriation No. 207, an additional sum of Seven thousand (\$7,000.00) dollars, for the payment of engineering expenses, including salaries, wages, supplies, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Also

No. 199. Resolution authorizing the issuing of a warrant in favor of the Pittsburgh Testing Laboratory for the sum of \$16.18 for extra work done in the shop inspection of the structural steel for the Island Avenue Bridge, and charging same to Appropriation 219, Island Avenue Bridge, 1919 Bond Fund.

Also

No. 200. Resolution authorizing the issuing of a warrant in favor of the Cyclone Fence Company for \$29.33, for extra work done on the contract for the construction of fence on Fulton Street Playgrounds, and charging same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Also

No. 201. Resolution authorizing the issuing of a warrant in favor of the George A. Cochrane, Jr., Company for \$400.00 for extra work on the contract for the construction and erection of carpenter shop, machine shop, paint shop, elevator tower, steel brackets, etc., in the City Garage, Exposition Building, and charging same to Contract No. 1109, Code Account No. 1039.

Also

No. 202. Resolution authorizing the issuing of a warrant in favor of the Fort Pitt Bridge Works of Pittsburgh, Pa., for \$2,577.00 for extra work done on the contract for the Reconstruction of the Island Avenue Bridge, and charging same to Appropriation No. 219, Island Avenue Bridge, 1919 Bond Fund.

Also

No. 203. Resolution authorizing and directing the City Controller to transfer the sum of \$4,832.00 from Code Account No. 42, Contingent Fund to Code Account No. 1820, Wages, Regular Employees, Small Parks.

Which were severally read and referred to the Committee on Finance.

Mr. Malone presented

No. 204. An Ordinance providing for the making of certain repairs to the Herr's Island Bridge over the back channel of the Allegheny river, and providing for the payment of the cost thereof.

Also

No. 205. Resolution approving the payment of \$60,020.57 to the Thos. Cronin Company for extra work on the contract for the grading, regrading, paving, repaving and otherwise improving of East Ohio street, from Heinz street to the line dividing the City and the Borough of Millvale, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Which were read and referred to the Committee on Public Works.

Mr. Robertson presented

No. 206. An Ordinance appropriating and setting aside from the proceeds of Water Bonds, Series "A", 1919, the sum of Fifty thousand (\$50,000.00) dollars for the payment of engineering, mechanical and other services in the Bureau of Water, Department of Public Works.

Also

No. 207. An Ordinance appropriating and setting aside from the proceeds of Water Bonds, Series "A", 1919, the sum of Fifty thousand (\$50,000.00) dollars for the payment of miscellaneous services, supplies, materials, repairs and equipment furnished to the Bureau of Water, Department of Public Works.

Also

No. 208. Resolution authorizing and directing the Mayor to execute and deliver a deed to August Kopp and Catherine Kopp for lot Nos. 31 and 32 in Wm. Stewart's Plan located on Venture street, 26th Ward, for the sum of \$500.00.

Also

No. 209. Resolution authorizing the issuing of a warrant in favor of the Allis-Chalmers Manufacturing Company in the sum of \$1,679.00, being in full payment for all work of making, furnishing and delivering repair parts for Pumping Engine No. 5 at Brilliant Pumping Station, and charging same to Water Bonds Appropriation No. 203-C.

Also

No. 210. Resolution authorizing the issuing of a warrant in favor of Thomas Cronin Company for \$14,-

098.02, in full for labor and material furnished incident to the lowering, raising and laying of 24-inch cast iron water pipe line on East Ohio street, from May 11th, 1921, to October 15th, 1921, and charging same to Appropriation No. 203, Water Bonds, Series "A" 1919.

Which were severally read and referred to the Committee on Finance.

Also

No. 211. Petition for the vacation of Hemp way, in the 22nd Ward, from Whig way to its westerly terminus as laid out in Alexander Semples' Plan of Lots.

Also

No. 212. An Ordinance vacating Hemp way, in the 22nd Ward of the City of Pittsburgh, from Whig way to its westerly terminus, as laid out in Alexander Semples' Plan of Lots and recorded in the Recorder's Office of Allegheny County in Deed Book, Volume 54, page 197.

Which were read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 213. Communication from National Council of Catholic Men of the Epiphany R. C. Church recommending the purchase of property in the First ward for playground purposes, and approving the purchase of property adjoining the Franklin School for playground purposes.

Which was read and referred to the Committee on Finance.

Also

No. 214. Communication from Charles A. Finley, Director, Department of Public Works, relative to the maintenance of the back channel span of the Herr's Island Bridge.

Which was read and referred to the Committee on Public Works.

Also

No. 215. Communication from Committee of American Slovaks asking permission to erect a monument of General Milan R. Stefanik along the route of the Boulevard of the Allies.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 216. Report of the Committee on Finance for January 30th, 1922, transmitting an ordinance and several resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 153. An Ordinance entitled, "An Ordinance amending Section 8, line 8, Mayor's Office, Municipal Garage and Repair Shop; Section 23, line 20, Carnegie Free Library of Allegheny; Section 29, line 21, Department of Health, Tuberculosis Hospital; Section 30, line 20, Department of Health, Municipal; Section 41, lines 53 and 54, Department of Charities, City Home and Hospital, Mayview; Section 42, lines 19 and 20, Department of Public Safety; Section 58, lines 5, Department of Public Works, Asphalt Plant; Section 60, line 5, Department of Public Works, City-County Building; Section 62, line 9, Department of Public Works, Diamond Market; Section 63, line 7, Department of Public Works, North Side Market, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law December 31, 1921."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Garland arose and said,

Mr. President:

In my opinion, this will mean an increase in our budget of approximately \$23,000. The present rate of \$160. per month was agreed to by a vote of 8 to 1. The average monthly compensation paid Engineers for like service in the office buildings, warehouses, industrial and mercantile establishments of the City, is less than \$160. and the Committee, after full consideration, fixed the rate advisedly.

I do not think it proper for the City of Pittsburgh to waste the taxpayers' money by entering into competition with our business interests who employ in vast greater numbers skilled and highly efficient Engineers, performing similar service to that required by the City. This amendment, if carried, will mean that the City will be paying approximately 40% higher wage than is paid well qualified and efficient Engineers employed all over the City. And certainly it cannot be maintained that those em-

ployed in private capacity are less efficient than those working for the City.

I might also state that we have before us the legal question as to whether Council can make a proper budget without stating a specific compensation. The fixing by the City of "current union wages" or "not to exceed current union wages," appears to be illegal. This is the opinion of the Law Department as already expressed to the Controller.

I quote from City Solicitor Prichard's opinion as follows:

"Under the above Actos of Assembly it is plain that this duty of fixing the salaries of employees who are not elected is expressly devolved upon Council, and for the Council to delegate this power to a body unauthorized by law is illegal. In addition, the one Act of Assembly specifies that all City employees shall receive a fixed salary, and under the definitions of the word "fixed," herein given to make this salary whatever the current union wage may be, would, in my opinion, not be a fixed salary."

In our City of Pittsburgh generally all classes of labor are recognized on the broad principle of the open shop, yet the Council takes upon itself to specify for the municipal payroll "current union wages," thus entering into active competition with its own citizens at an added expense to the already overburdened taxpayers of at least \$100,000 annually.

The impression seems to prevail—it has been thrown at me a hundred times—that the City must perforce recognize Union Labor, and the term "current union wages" is a kind of shibboleth in City Hall. There is nothing to it. The law and the Constitution would not uphold any such claim.

I am strongly of the opinion that any citizen and taxpayer could successfully madamus the City on a question of this kind and prevent the recognition by Council of special labor schedules dictated by outside organizations. Freed from such dictation, Council could then exercise its best judgment, particularly taking into consideration rates paid for similar service throughout the City.

Mr. English arose and said:

Mr. President, I want to clear up any misapprehension that might be in the mind of any member of Council

regarding the action of the last Council when the salary ordinance was passed.

It is true there were conversations regarding stationary engineers, but at the same time it is also true that the Council, with the Mayor-elect, agreed on a policy of continuing to recognize current union wages. By this recognition of current union wages we meant at that time just what in my opinion is meant today when we vote for this ordinance, namely, that where there are legitimate unions in the City of Pittsburgh, employing hundreds of men with a scale of wages recognized by dozens of employers, it will be the policy of the City of Pittsburgh to adopt that same scale of wages on similar work being done at the expense of the city.

In this particular instance it seems that we have adopted that policy for every legitimate union with the exception of the one before us now, namely, the engineers.

The salary ordinance for 1922 carries a recognition of all the legitimate unions with the exception of the engineers. Manifestly we cannot have one policy for nine unions and another policy for the tenth union; consequently, we are only doing the fair thing in correcting any mistake which may have been made in making up the budget and salary ordinance for 1922 with Mayor-Elect Magee.

I am very glad of this opportunity to make this explanation because I would not have any member of Council feel that I have been guilty of bad faith. I have never yet to my knowledge broken my word or any agreement with any person and I would not want to do it now.

I am sure that there has been some misunderstanding regarding our action in making up the 1922 salary ordinance, and I am glad to have this opportunity of clearing up this point.

I am glad, also, that the Business Agent of the Engineers Union is present at this session of Council. I want to say in his presence that the passage of this ordinance means what it says, that the engineers of the City of Pittsburgh will be paid at a rate not to exceed current union wages. If they have agreements with different employers or different buildings at various scales of wages, manifestly it would be unfair to impose on the City of Pittsburgh the highest of those various wage scales, but if they have a legitimate wage rate, which

ist recognized by a majority of the different buildings, employing engineers, or the different firms and corporations employing engineers, manifestly it is only fair that the City of Pittsburgh should pay that recognized current union wage.

I would not want any misunderstanding as to my vote on this matter and that is the reason which prompts me to favor this ordinance. I will repeat it for fear of any misunderstanding. It is my idea that as long as the City Council and the City of Pittsburgh has adopted the policy of recognizing current union wage scales, which are satisfactory to employers other than the city, then I think we ought to be fair with the engineers union and give them the same treatment the other unions are receiving, and it is proper and just for the City of Pittsburgh to pay engineers current union wages as long as we continue in force the policy of recognizing any current union wages.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The Ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Noes—Mr. Garland.

Ayes—8.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 158. Resolution authorizing the issuing of warrants in favor of the following persons and organizations, in payment of balance of expenses of the Allegheny County Emancipation Historical Society in celebrating Emancipation Proclamation of President Lincoln on January 1st, 1922:

S. VanLewen Co., for putting up posters	\$ 33.00
Steath Band, for playing on rostrum	20.00
Mrs. I. M. Anderson, florist	19.00
J. S. Patton, for work done on floats	350.00

Roger Walder, musical director, services rendered	10.00
L. P. Newton, automobiles in parade	30.00
James Robinson, services rendered and care of speaker of day	100.00
Rent of Morgan Community Hall committee meeting	15.00
Calvary Baptist Church, payment on account of use as headquarters	23.00

Total\$600.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 159. Resolution authorizing the issuing of a duplicate warrant in favor of the United States Rubber Company in the sum of \$51.64, in place of Warrant No. 21628, dated January 29th, 1921, which has been lost, and charging the same to Appropriation No. 1635, 1920.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill' No. 161. Resolution authorizing the City Controller to transfer the sum of \$9,500.00 from Appropriation No. 1591, Restoration of Bigelow Boulevard, to Appropriation No. 210, proceeds of the sale of Carson Street East Improvement Bonds, authorizing the issuing of a warrant drawn on Appropriation No. 210 in favor of the Pittsburgh & Lake Erie Railroad Company in the sum of \$12,000.00, in lieu of a warrant drawn on Appropriation No. 159, Restoration of Bigelow Boulevard, as provided for in Ordinance No. 383, approved August 28, 1921.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 160. Resolution authorizing the issuing of a duplicate warrant in favor of the Dayton Rubber Manufacturing Company in the sum of \$755.97, in place of warrant No. 26129, dated December 31st, 1919, which was lost, and charging the same to Appropriation No. 1165.

In Finance Committee, January 31st, 1922, Read and amended by adding to the end of the resolution the following: "Provided the said Dayton Rubber Manufacturing Company file a bond with the Controller in the sum of \$800.00." and as amended ordered returned to council with a naffirmative recommendation.

Which was read.

Mr. Garland moved

That 'the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Anderson presented

No. 217. Report of the Committee on Public Safety for January 31st, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 162. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for furnishing telephone services for the City of Pittsburgh for the year ending December 31, 1922."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—5.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Robertson at this time presented

No. 218. An Ordinance amending lines 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 18, 19, 24, 25, and 26 of Section 23, Carnegie Free Library of Allegheny, of an ordinance entitled, "An Ordinance fixing the number of offi-

cers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law December 31st, 1921.

Which was read and referred to the Committee on Finance.

MOTIONS AND RESOLUTIONS

Mr. Garland moved

That the Minutes of the proceedings of Council at meetings held on January 30th and 31st, 1922, be approved.

Which motion prevailed.

And on motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Tuesday, February 14th, 1922.

No. 10.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,
Tuesday, February 14, 1922.

Council met.

Present—Messrs.

Anderson	Malone
Lorland	McArdle
English	Robertson
Herron	Winters (Pres.)

Absent—Mr. Garland

PRESENTATIONS.

Mr. Anderson presented

No. 219. An Ordinance providing for the letting of a contract or contracts for the furnishing of three (3) motor-driven combination hose and chemical wagons, one (1) triple motor-driven 750-gallon pumping engine, one (1) six-cylinder, four-wheel motor-driven tractor and one (1) four-cylinder motor-driven City service truck, for the Bureau of Fire.

Which was read and referred to the Committee on Public Safety.

Mr. Lorland presented

No. 220. An Ordinance establishing the opening grade on Strahley place, as laid out and proposed to be dedicated as a legally opened highway by Richard Hoerster and Jennie

Strahley Hoerster, his wife, in a plan of lots of their property in the Twentieth ward of the City of Pittsburgh, named Strahley Farm Plan.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. English presented

No. 221. Communication from the Wilson Realty Company offering property located at the corner of Main street and Howley avenue, at the intersection of Liberty avenue and the Bloomfield bridge for playground purposes for the sum of \$77,500.00.

Which was read and referred to the Committee on Finance.

Also

No. 222. Report of the Department of Public Health showing amount of garbage and rubbish removed during the month of January, 1921, and the month of January, 1922.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Herron presented

No. 223. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of a swimming pool, buildings and the necessary appurtenances therefor, in Olympia Park, authorizing the setting aside of \$25,000.00 from Appropriation No. for the payment of the cost thereof.

Which was read and referred to the Committee on Finance.

Mr. Malone presented

No. 224. An Ordinance providing for the letting of contract or contracts for the furnishing of one (1) locomotive traveling crane, two (2) 10-ton tandem rollers, one (1) five-ton tandem roller, two (2) 3½-ton auto trucks complete, and three (3)

auto chassis, for the Asphalt Division, Bureau of Highways and Sewers, Department of Public Works.

Also

No. 225. Resolution authorizing and directing the Director of the Department of Public Works to install a seasoning trough at Herron Hill Laboratory, Bureau of Tests, at a cost not to exceed \$100.00, and to purchase the necessary materials through the Department of Supplies, and perform the necessary work by regular employees of the Division of Bridges, Bureau of Engineering, and charging the cost thereof to Code Account No. 1517-M, Bureau of Engineering, Department of Public Works.

Which were read and referred to the Committee on Public Works.

Mr. Robertson presented

No. 226. Communication from Emma Herbst asking to be exonerated from payment of City taxes on property situate on Lafferty avenue, Eighteenth ward, which is used by the City for the storage of wagons, etc., and for which privilege the City pays no rent.

Also

No. 227. Resolution authorizing the issuing of a warrant in favor of William Leopold for the sum of \$100.00, in full settlement of any and all claims for injuries received by his son William on account of defective railing on boardwalk on Portman street, and charging same to Code Account No. 42, Contingent Fund.

Which were read and referred to the Committee on Finance.

Also

No. 228. Resolution authorizing the issuing of a warrant in favor of the Ludlow Valve Manufacturing Company for \$634.32 for hydraulic cylinder parts furnished Brilliant Pumping Station, and charging same to Code Account No. 1756.

Also

No. 229. Resolution authorizing the issuing of a warrant in favor of the Ludlow Valve Manufacturing Company in the sum of \$4,192.40, or so much thereof as may be necessary for the furnishing of gate valves, fire hydrants and parts, for the Meter Division of the Bureau of Water, and charging same as follows: \$3,494.60 to Code Account No. 203-C and \$697.80 to Code Account No. 1764.

Which were read and referred to the Committee on Filtration and Water.

The Chair presented

No. 230. Resolution authorizing the issuing of a warrant in favor of W. C. Patton for the sum of \$675.70 for damage to motorcycle with a double sidecar, which was run into by chemical motor truck attached to Engine Company No. 21 in Promitor way on August 1, 1921, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 231. Communication from the Allied Eboards of Trade approving the purchase of property adjoining the Franklin Public School for playgrounds.

Also

No. 232. Communication from the Civic Club of Allegheny County asking for a hearing on Bill Nos. 181, 182 and 183, ordinances repealing ordinances for the purchase of property on the Bigelow boulevard.

Which were severally read and referred to the Committee on Finance.

Also

No. 233.

Pittsburgh, January 8, 1922.

To the City Council of the
City of Pittsburgh.

I return, without executive approval Bill No. 158, appropriating \$600.00 from the Contingent Fund for the services of certain persons and the rent for the use of certain buildings for the celebration of the Emancipation Proclamation on January 1, 1922.

The Council, during the past year, made an appropriation of \$1,000.00 towards the payment of the expenses of the celebration of this historical event. The society to whom that appropriation was made spent that sum and exceeded its appropriation by further expenditures to the extent of \$600.00. I disagree with your honorable body as to the expediency of assuming on behalf of the City the responsibility for the deficit. Not only is it wrong to encourage irresponsible expenditures, which would be the effect of the passage of this resolution, but, furthermore, the present is no time to be wasteful of the City's resources. The amount in this particular case is not large, nevertheless a succession of like appropriations of similar amounts, if persisted in over the course of the year, will be a con-

siderable sum. I cannot reconcile this appropriation with our action upon the salaries and wages of City employes. They are inconsistent, to say the least.

Yours truly,

W. A. MAGEE,

Mayor.

Which was read, received and filed.

Also

Bill No. 158. Resolution authorizing the issuing of warrants in favor of the following persons and organizations, in payment of balance of expenses of the Allegheny County Emancipation Historical Society in celebrating Emancipation Proclamation of President Lincoln on January 1st, 1922:

S. VanLewen Co., for putting up posters	\$ 33.00
Steath Band, for playing on rostrum	20.00
Mrs. I. M. Anderson, florist.....	19.00
J. S. Patton, for work done on floats	350.00
Roger Walder, musical director, services rendered	10.00
L. P. Newson, automobiles in parade	30.00
James Robinson, services rendered and care of speaker of day	100.00
Rent of Morgan Community Hall committee meeting.....	15.00
Calvary Baptist Church, payment on account of use as headquarters	23.00
Total	\$600.00

In Council February 6, 1922. Rule suspended, read three times and finally passed by a two-thirds vote.

Which was read and laid on the table.

REPORTS OF COMMITTEES.

Mr. Herron (for Mr. Garland) presented

No. 234. Report of the Committee on Finance for February 7, 1922, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 194. An Ordinance entitled, "An Ordinance fixing the number of officers and employes of the Bureau of Engineering, Depart-

ment of Public Works, City of Pittsburgh, and the rate of compensation thereof."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Malone arose and said:

Mr. President, I asked for special consideration on this bill because of the fact that when it was in committee and the Clerk was asked to read it. His Honor, the Mayor, who was present, mentioned the fact that he did not think it was worth while reading because we would not understand it after it was read.

Since then I have taken some time to consider it. This ordinance provides compensation for the employes of the Bureau of Engineering. I understand in the budget sessions this particular bureau had its appropriation for salaries set up in bulk form; there were no salaries set up at that time for each individual position. You will find in this particular ordinance salaries for 47 engineers at a total of \$133,900.00. In addition to that we have just voted or are about to vote on other ordinances for engineers for a total amount of \$68,000.00, making a grand total of \$201,000.00.

We should have an ordinance covering the reorganization of this entire bureau before we vote on Bill No. 194. I am willing to admit that the Mayor was right when he said we could not understand that bill if it was read, and I for one will not vote on it until I thoroughly understand it.

Mr. English arose and said:

Mr. President, in committee I opposed this bill, thinking we could get a majority to insist on a reorganization of the Bureau of Engineering, but since the majority of the Council favored the bill in committee, there is no reason why I should be an obstructionist in Council. The purpose of this bill is to reduce the salary of the employes in the Bureau of Engineering commensurate with the cuts made in other departments and bureaus of the City. Council set up a lump sum appropriation for salaries for the Bureau of Engineering, in the hope that within one month the Director of the Department of Public Works would not only come in with

reduced salaries commensurate with the other bureaus, but also with a new set-up or reorganization. We thought one month's time would be sufficient to do this, but it seems that the Mayor has not been able to affect this reorganization from his own Director of Public Works. When the bill was up in committee I asked the question several times as to when the Director would submit to Council his scheme for reorganizing the bureau, but I was unable to get any definite date from the Director as to when this would be ready for submission to Council.

Consequently, it is only in line with sound public policy that we should assist the Mayor and the Director in an endeavor to put the wages of the employes in the Bureau of Engineering on the same basis as those of other bureaus. The employes of this bureau have been paid at the 1921 rate for the month of January, and if this ordinance is not passed the 1921 salary rate will continue in force until it becomes a law. Consequently, it is clearly our duty to force a reorganization to make a saving in this bureau, and pending the time when the reorganization comes to Council, I think it is wise to pass this bill.

Mr. McArdle arose and said:

Mr. President, I think it might be well to point out perhaps that Mr. Malone is laboring under a misapprehension as to the effect of these bills to which he has made reference. The total possible cost for engineering expenses during the year in dollars and cents is that which is set up and made possible by Bill No. 194, which we are now discussing; and, of course, if the amount set up in the appropriations in the other bills, to which he has referred, is used to pay engineering expenses, including salaries provided in Bill 194, it will, of course, not be possible to charge that sum or those sums or their equivalent against the appropriation bill. In other words we must not mix the effect of passing the salary bill with passing the appropriation bill. One affects the number and compensation of the employes and the other affects the place against which that payment is charged.

The first sum of \$133,000.00 would represent the total that would be possible to pay out during the year under this bill, assuming that is correct, so that is not the weakness in the bill.

But there are a couple of points in it, it seems to me, that we will need in line with what was represented to us at the time the bill was presented by the Director and the Mayor. One of the things then fell under my notice; the other did not. We were told that there was no change except in the change of rates of pay, but on closer analysis of the bill we do find that the bill makes provision for a new rate of pay to a certain number of laborers in the Bureau of Engineering which is different in proportion to the salary paid laborers in other bureaus during the year, and even has the effect of making two different rates of pay in that division for this year, limiting that number to eight as noted in the last line of the Division of Bridges, Repairs. And the other one is in the fact that in the matter of public works inspectors, it provides for 43—I think I am in error, 41—but at any rate it disturbs the condition that existed last year, and that escaped my notice; and I am calling your attention to it and if it is not considered now it might be considered at some other time when the reorganization question comes up. It puts all public works inspectors on a per annum basis, whereas a considerable number of them, by action of Council, were put on a per diem basis, and that, of course, makes possible, although not necessarily, a considerable disturbance in the appropriation that has been provided for these particular activities.

I am going to support the passage of this bill because I do not think the things to which I might raise objections are as important as the passage of the bill in order to put the whole bureau on a revised schedule of wages and salaries and in keeping with the rest of the employes of the City.

It will have two particular points at the time of reorganization if we take different views as expressed by this ordinance, and it will impress upon us the necessity of a little more careful scrutiny of this bill instead of taking the whole thing on faith, no matter who presents it.

I called attention to one of these items particularly for this reason—if an examination is made of the payroll now you will find that in the Division of Bridges in the Bureau of Engineering a payroll has been utilized during the month of January that if carried through for the balance of the year would result in an expenditure at the same rate of pay

in excess of 100 per cent over the amount asked for in the budget estimates. Now, I want the members of Council to pay attention to that for this reason, because it comes up in our discussion of this appropriation and salary bills as to the amount of control that we have over these things. There would be a 100 per cent increase in this bureau if they were to carry through the payroll during the year as they did in January and one of two things would result—a deficit equivalent to the total amount asked for in the estimates, or an appropriation by Council during the year to pay the salaries.

It is only a repetition of what has been going on in that particular activity for some time and Council cannot know anything about that activity's cost because there is a leeway allowed for the employment of labor which makes it entirely discretionary for the head of the department or somebody in that department, and the fault may not be in the division, but the labor is utilized and carried on that payroll; and if we went to look after the cost of bridge repairs we could not reach any conclusion from the books of the Controller's office except that item cost us so much as represented by the payroll.

I am calling your attention to that because we cannot carry out this talk of economy and permit a continuance of this condition. The department must get down to harmonizing the appropriation with the salary bills, and if not, make all their appropriations in lump sum, and allow them to do what they please.

The Chair:

I agree with Mr. McArdle in his analysis of the ordinance and will vote for it. This condition has existed for one month and if we do not act on this ordinance today a great deal more money than appropriated will be paid out in these positions, and the salaries are not consistent with the salaries set up for the other employees of the City.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Eorland
English
Herron

McArdle
Robertson
Winters (Pres.)

Noes—Mr. Malone.

Ayes—7.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 181. An Ordinance entitled, "An Ordinance repealing Ordinance No. 432, entitled, 'An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Elizabeth Foster, wife of Thomas Foster, situate in the Second ward of the City of Pittsburgh, for public park purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor,' approved October 13, 1921."

Which was read.

Mr. Malone moved

That the Bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 182. An Ordinance entitled, "An Ordinance repealing Ordinance No. 433, entitled, 'An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Michael P. Harrity, situated in the Second ward of the City of Pittsburgh, for public park purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor,' approved October 13, 1921."

Which was read.

Mr. Malone moved

That the Bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 183. An Ordinance entitled, "An Ordinance repealing Ordinance No. 434, entitled, 'An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of William W. Martin, situate in the Second ward of the City of Pittsburgh, for public park purposes, and

authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor, approved October 13, 1921."

Which was read.

Mr. Malone moved

That the Bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 186. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Broad Street Improvement Bonds, Bond Fund Appropriation No. 232, the sum of six thousand (\$6,000.00) dollars, for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Robertson moved

That the Bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 196. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Center Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 204, an additional sum of one thousand (\$1,000.00) dollars, for the payment of engineering expenses, including salaries, wages, supplies, equipment, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Mr. Robertson moved

Which was read.

That the Bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 197. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Island Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 219, an additional sum of four thousand (\$4,000.00) dollars for the payment of engineering expenses, including salaries, wages, supplies, equipment, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Robertson moved

That the Bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 198. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Boulevard of the Allies Bond, 1919, Bond Fund Appropriation No. 207, an additional sum of seven thousand (\$7,000.00) dollars for the payment of engineering expenses, including salaries, wages, supplies, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Robertson moved

That the Bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 195. An Ordinance entitled, "An Ordinance amending portion of Section 60, Department of Public Works, City-County building, of an ordinance entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law December 31, 1921."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Eorland
English
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 206. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Water Bonds, Series 'A,' 1919, the sum of fifty thousand (\$50,000.00) dollars for the payment of engineering, mechanical and other services in the Bureau of Water, Department of Public Works."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Eorland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 207. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Water Bonds, Series 'A,' 1919, the sum of fifty thousand (\$50,000.00) dollars for the payment of miscellaneous services, supplies, materials, repairs and equipment furnished to the Bureau of Water, Department of Public Works."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Eorland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 218. An Ordinance entitled, "An Ordinance amending lines 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 18, 19, 24, 25 and 26 of Section 23, Carnegie Free Library of Allegheny, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof,' which became a law December 31, 1921."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Eorland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 209. Resolution authorizing the issuing of a warrant in favor of Allis-Chalmers Manufacturing Company in the sum of \$1,679.00, being payment in full for all work of making, furnishing and delivering repair part for No. 5 Pumping Engine at Brilliant Pumping Station, to be paid out of Water Bonds, Appropriation No. 203-C.

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:.

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 210. Resolution authorizing the issuing of a warrant in favor of Thomas Cronin Company for the sum of \$14,098.02, being in full for labor and material furnished incident to the lowering, raising and laying of 24-inch cast-iron water pipe line on East Ohio street, from May 11, 1921, to October 15, 1921, and charging the same to Appropriation No. 203, Water Bonds, Series 'A,' 1919.

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 200. Resolution authorizing the issuing of a warrant in favor of the Cyclone Fence Company for the sum of \$29.33, for extra work done on the contract for the construction of fence on Fulton street

playgrounds, and charging the same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 202. Resolution authorizing the issuing of a warrant in favor of the Fort Pitt Bridge Works of Pittsburgh, Pa., for the sum of \$2,577.00, for extra work done on contract for the reconstruction of the Island Avenue Bridge, and charging the same to Appropriation 219, Island Avenue Bridge, 1919, Bond Fund.

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 199. Resolution authorizing the issuing of a warrant in favor of the Pittsburgh Testing Lab-

Also

Bill No. 206. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Water Bonds, Series 'A,' 1919, the sum of fifty thousand (\$50,000.00) dollars for the payment of engineering, mechanical and other services in the Bureau of Water, Department of Public Works."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Eorland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 207. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Water Bonds, Series 'A,' 1919, the sum of fifty thousand (\$50,000.00) dollars for the payment of miscellaneous services, supplies, materials, repairs and equipment furnished to the Bureau of Water, Department of Public Works."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Eorland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 218. An Ordinance entitled, "An Ordinance amending lines 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 18, 19, 24, 25 and 26 of Section 23, Carnegie Free Library of Allegheny, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof,' which became a law December 31, 1921."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Eorland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 209. Resolution authorizing the issuing of a warrant in favor of Allis-Chalmers Manufacturing Company in the sum of \$1,679.00, being payment in full for all work of making, furnishing and delivering repair part for No. 5 Pumping Engine at Brilliant Pumping Station, to be paid out of Water Bonds, Appropriation No. 203-C.

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 210. Resolution authorizing the issuing of a warrant in favor of Thomas Cronin Company for the sum of \$14,098.02, being in full for labor and material furnished incident to the lowering, raising and laying of 24-inch cast-iron water pipe line on East Ohio street, from May 11, 1921, to October 15, 1921, and charging the same to Appropriation No. 203, Water Bonds, Series 'A,' 1919.

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 200. Resolution authorizing the issuing of a warrant in favor of the Cyclone Fence Company for the sum of \$29.33, for extra work done on the contract for the construction of fence on Fulton street

playgrounds, and charging the same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 202. Resolution authorizing the issuing of a warrant in favor of the Fort Pitt Bridge Works of Pittsburgh, Pa., for the sum of \$2,577.00, for extra work done on contract for the reconstruction of the Island Avenue Bridge, and charging the same to Appropriation 219, Island Avenue Bridge, 1919, Bond Fund.

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 199. Resolution authorizing the issuing of a warrant in favor of the Pittsburgh Testing Lab-

oratory for the sum of \$16.18 for extra work done on contract for the shop inspection of the structural steel for the Island Avenue Bridge, and charging the same to Appropriation No. 219, Island Avenue Bridge, 1919, Bond Fund.

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 130. Resolution authorizing and directing the Mayor to execute and deliver a deed for Lot No. 34 in J. C. Dick. et al., Plan, located at corner of Rebecca and Rosetta streets, Tenth ward, to the North Pole Ice Company for the sum of \$866.00.

In Finance Committee February 8, 1922. Read and amended by striking out "\$866.00" and inserting in lieu thereof "\$900.00," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Herron moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with a negative recommendation,

Bill No. 97. Resolution authorizing and directing the City Solicitor to satisfy, upon the payment of costs on same, the following liens entered against property of Andrew C. Robertson at Wightman and Hobart streets, to wit:

M. L. D. 64 January Term, 1915.

M. L. D. 65 January Term, 1915.

M. L. D. 31 July Term, 1915.

M. L. D. 32 July Term, 1915.

Which was read.

Mr. Herron moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Mr. Malone presented

No. 235. Report of the Committee on Public Works for February 8, 1922, transmitting several papers to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 169. Resolution authorizing and directing the Superintendent of the Bureau of City Property to rent the South Side Market Hall to the Ormsby basketball team every Wednesday night for a period of about 15 weeks, at the rate of \$20.00 per night, on account of certain improvements made by said team in said Market Hall.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 204. An Ordinance entitled, "An Ordinance providing for the making of certain repairs to the Herr's Island bridge over the back channel of the Allegheny river, and providing for the payment of the cost thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

No. 236.

CITY OF PITTSBURGH, PA.

February 6, 1922.

President and Members of Council,

City of Pittsburgh.

Gentlemen:

I am transmitting herewith report on the result of the investigation of the Bigelow boulevard wall.

The conclusions arrived at in this report are to the effect that the work was not done in accordance with the contract governing the same. I am, therefore, notifying the M. O'Herron

Company, Contractors, to reconstruct that section of the wall where the investigations have demonstrated this condition to exist, and also advising them that other evidences of faulty construction will be investigated. (Copy of letter hereto attached.)

The question passed upon by this department with reference to the contractor is confined entirely to the violation of the plans and specifications governing this work.

Yours very truly,

CHAS. A. FINLEY,

Director.

February 6, 1922.

M. O'Herron Company,

S. First and McKean streets,

Pittsburgh, Pa.

Gentlemen:

Investigation of the work done under your contract with the City for "Grading Hillside and Building Retaining Wall on Bigelow Boulevard" discloses the fact that certain work was not executed in accordance with the plans and specifications applying to the same.

You are therefore directed to proceed at once with the reconstruction of Wall Section No. 41 and Pilaster No. 6 at the western end of this section.

Evidences of damage to other wall sections will also be investigated.

The City will charge your company with the cost of the investigations to date.

Kindly advise at once relative to starting this work.

Yours respectfully,

CHAS. A. FINLEY,

Director.

BIGELOW BOULEVARD WALL—REPORT OF INVESTIGATION

OF FAILURE.

February 2, 1922.

I have to submit herewith a report as to the condition and causes of failure of a portion of the retaining wall recently constructed under a contract with the M. O'Herron Company on the Bigelow boulevard—this contract including the construction of retaining wall from Elm street to the South Seventeenth Street Incline, a distance of approximately 2,400 lineal feet.

Three sections of this wall, each 30 feet in length have been affected, one of which known as Section 41, has been seriously damaged by a crack extending through the wall. Two sections further east, Nos. 39 and 37 respectively, show a fine crack extending diagonally down the face of the wall, but so far as the investigation has been carried do not reveal anything except a thin crack in back of the wall with no evidence of movement. The cracks in these two latter sections partake more of a hair line crack.

The construction of the retaining wall and the grading operations incident thereto was commenced July 26, 1920, the wall work under this contract was completed in June, 1921, and the entire contract completed August 15, 1921.

That the condition of wall section 41 was not satisfactory was first noticed about December 25, 1921, when water in quantity was observed coming through the front of the wall a few feet above the curb level. Arrangements were immediately made to have the wall section drilled in order to relieve the wall from a suspected loading of water and saturated fill. These holes were drilled during the week commencing December 26, 1921, and upon drilling, a considerable flow of water came through the drill holes which gradually diminished in quantity. It was not thought at first that the wall section was cracked, but about the same time the holes were drilled a well defined fine crack did appear in the face of the wall, running diagonally, all as shown on Drawing No. 2.

It was then realized that the condition of the wall demanded immediate investigation, and, accordingly, work was begun excavating back of the wall, and meanwhile the drilling of additional weep holes was continued. Later, the fine diagonal cracks in Sections 37 and 39 were discovered.

The design of this wall is shown on the contract plans A-2791 to A-2797, inclusive, the typical sections being indicated on sheet No. 3 of 7 sheets, accession No. A-2793. It was to consist of a wall of gravity section with a battered back, extending down to rock, then carried down vertically for some distance, and underneath the same and extending above the curb level, a rock facing wall was to be built which is shown on the typical section as three feet in thickness. The hillside was to be graded behind the wall and the typ-

ical sections of same were shown on the contract plans. It was found impossible to adhere to the contract plans with regard to bringing the slope lines to the lines shown in the typical sections on the contract plans, and as the excavation of the hillside was carried along, the new slopes were plotted and approved as to line from time to time.

The undersigned, when he took the position of Chief Engineer, Bureau of Engineering, took up the question of excavation and grading for the wall and believed the sloping to be as good as could be done under the conditions existing. Particularly was this the case at the lower end of the wall where further cutting into the hillside tended to undercut the soft material and private property at the top of the hill. The rock was found in a shattered condition and the matter was thoroughly discussed by former Director Brown, Mr. Reed and the undersigned. It was decided to request the contractor to do a certain amount of hand trimming and concreting in the rock face so as to give a permanent hillside and so prevent large pieces of rock from disintegrating and breaking off. The contractor refused to do this work under contract prices and the Director reached a decision that he could accomplish the work more economically, if it had to be done, under a force account, by making a separate contract.

The M. O'Herron Company proceeded to complete the wall, which is built substantially in accordance with the contract plans excepting where modified owing to existing condition, and orders were given that the broken stone drain provided in the back of the wall should be placed by the M. O'Herron Company. The M. O'Herron Company place some fill behind the broken stone drain through the easterly half of the wall, but did not place any at the section in question. The expectation was that under separate contract the necessary excavating, grading and placing of concrete would be done, and the surplus placed in fill behind the wall.

As to the design of the wall, it will be noted from examination of the contract plans that same is of usual design, excepting in that weep holes are not provided. The system of drainage may be described as a broken stone drain extending up the back of the wall, same being underlaid with a six-inch terra cotta pipe drain laid longitudinally in back of

the wall to act as a collector for the seepage, this drain line being laid with open joints.

The broken stone drain behind the wall is provided with connections leading through the wall to a sewer in front, so that these connections together with the tile and broken stone drain behind the wall form what might be called a system of concealed weep holes. Twenty-five of such cross connections were provided in a total distance of 2,400 feet, or an average distance of 100 feet apart.

Reliance for proper drainage is placed upon the functioning of the broken stone drain, the terra cotta pipe and the cross connections through the wall.

The wall was constructed under the supervision of the Division of Streets.

On the upper portion Mr. William F. Schwerin was Assistant Engineer in charge and he was later relieved and Mr. J. A. Jackson, Assistant Engineer, was placed in charge, and was in charge during the sections of the wall in question, and of the placing of the tile and broken stone drain behind the wall. Inspector Charles M. Rothermel was Inspector, with special duties and with instructions with regard to placing of the drainage system behind the wall. Several inspectors were assigned from time to time, as required, to inspect the mixing and placing of concrete. The sections in question were concreted as follows:

No. 38—April 13, 1921,

No. 40—April 17, 1921.

No. 37—April 18, 1921.

No. 39—April 21, 1921.

No. 41—April 25, 1921.

It will be noted that the three sections affected were alternate sections concreted successively, while the other intermediate sections, which were concreted previously, have not been affected. This possibly may have a bearing on the weakness of the sections if proper materials were not used or other conditions obtained at the time these three sections were poured.

Mr. Reed was instructed by the undersigned and reported back that he had transmitted said instructions to the Assistant Engineer in charge and the Inspector to particularly watch the drainage system behind the wall. Director Brown also took an active interest in this feature of the work, and at his request, the instructions were repeated, and Mr.

Reed again reported back that he had cautioned his assistants on the work, so that the importance of having the drainage system placed in conformity with the contract and specifications must have been realized by those in immediate charge.

In conformity with the policy of the department, and after authorization had been received from Council, a contract was awarded to Anderson Brothers Company to trim the hillside, place concrete under rock projections, etc. This contract was started October 23, 1921, and is still in progress. As the date the Anderson Brothers Company started their work, the broken stone drain placed by the M. O'Herron Company was evident along the greater part of the wall, but there were one or two places in the vicinity of the failure where the broken stone drain did not show up above the top of material which filled the space between the back of the wall and the rock face. This is report by Special Construction Engineer Snyder. He reports that he found the broken stone drain from four to eight feet below the top of the wall at the easterly end of the wall. Instructions were issued to the contractor (Anderson Brothers Company) to carry up the broken stone drain as the placing of fill behind the wall proceeded. Straw was also ordered to be placed between the broken stone drain and the new filling, which shows in our recent excavations behind the wall. Straw was also placed by the M. O'Herron Company in the same manner, but same is not evident and it is very probable that in any event would have disintegrated by this time.

Mr. Snyder is quite definite about the conditions existing at the time Anderson Brothers Company started the work. At that time the hillside wash had partially filled the space between the broken stone drain and the rock face of the hillside to variable depths and the broken stone drain placed by the M. O'Herron Company was in evidence, with the exception of one or two places about which Mr. Snyder is not definite as to location. In regard to the conditions existing at this time, the following is quoted from Mr. Snyder's statement:

"Anderson Brothers started on the hillside slope October 23. The broken stone drain was in good shape with possibly one or two exceptions where it had fallen down, which broken stone drain was re-

built ahead of the backfilling made by Anderson Brothers. At the east-
erly end of the wall, probably four
feet in height of broken stone was
shown above the filling. From this
point west to the main pilaster
varied from four to eight feet in
height. From the east end of the
wall to a point about 300 feet west,
the material back of the drain ap-
peared to be material that had been
placed by previous operations. From
that point to the west end of the
wall the filling varied in height
from the top of the wall. This
material all appears to have fallen
or slid from the hillside.

"From the central pilaster to the
west end of the wall the hillside in
back of the wall is generally of a
rock nature with clay and dirt
along the top. The material, as I
found same when Anderson Brothers
started, between the back of the
stone and the face of the hill, was
generally from six to eight feet
below the top of the wall, and was
evidently material that had fallen
from the hillside, such as loose
stone, clay and debris. For practi-
cally the whole length of the wall
from the central pilaster westward-
ly, the broken stone drain appeared
above the material in back of the
wall.

"The five catch basins in back of
the wall were filled up to various
heights. These catch basins were
cleaned out and the drains opened
up to the main sewer and were
functioning before catch basins
were extended to about six feet in
height below the top of the wall.
Broken stone was placed around
said catch basins and weep holes
left in catch basins to receive drain-
age."

From the above it appears evident
that the broken stone drain was actu-
ally placed by the M. O'Herron Com-
pany. Further, Assistant Engineer
Jackson took measurements at the
completion of the work (duly recorded
in his field book) showing the height
of the broken stone behind each sec-
tion of the wall, and, further, photo-
graphs were taken.

From the facts and information re-
ceived, I am positive that material
was placed in what was intended to
be a broken stone drain. This state-
ment, however, having no bearing as
to the kind of material so placed,
which is later reported on.

Orders were issued that as the ma-
terial was excavated under the An-

derson contract that the same was to
be placed in fill behind the wall,
which was done, and orders were
furthermore issued, that where re-
quired, a temporary barricade should
be built behind the wall to prevent
rock from falling on to the boulevard
and to endangering traffic. The type
of barricade so erected is shown on
drawing No. 3, attached. Such a bar-
ricade was erected behind the sec-
tions in question, and also in back
of other sections from the central
pilaster westwardly.

As the material was brought down
the hillside in some places the same
was piled up back of the barricade
and above the top of the wall for a
maximum height of 40 inches above
the top of the wall. This material
was constantly being brought down
and removed, so that conditions with
respect to this surcharge changed
continuously and it is entirely prob-
ably that surcharge of 40 inches did
exist behind Section 41 for from two
to four days.

The operations to relieve the wall
and to determine the cause of the
trouble consisted, first, of excavating
a shaft approximately eight feet in
length near the center of Section 41,
upon the completion of which all of
the filling behind the wall was re-
moved. The following information has
been secured to date:

NATURE OF THE CRACK.

The location of the crack, front and
back, is shown on attached drawing
No. 2. For a certain distance below
the top of the wall, ranging from
10 feet to three or four feet, the
broken stone, backed with straw,
placed by the Anderson Company, was
found. Below this point there existed
to a very great extent, a condition
where, instead of finding a broken
stone drain of hard durable stone, a
layer of red shale, or perhaps more
properly hard clay, was found, where
the drain should have been. Only by
tracing out this red shale or clay
could any resemblance of a drain be
discovered, but it is evident that this
material was placed for the purpose
of making a broken stone drain. That
good drain stone was not placed and
afterwards knocked out of position by
subsequent operations or falling
boulders, is clearly evidenced by the
fact that such stone was not found
in the bottom of the excavation,
where, if such had been the case,
there would have been a very large
pile of stone. The details as to exact

conditions as found are contained in the various reports and sketches hereto appended.

It was found that the space immediately back of the wall, where the broken stone drain should have been, was very largely composed of the red shale or hard clay entirely clogged with earth. I consider that this is absolute evidence of saturation.

Very small amounts of good hard durable stone were found and I had our Assistant Engineer and Inspector save the total amount of material that there was presumably in drain and also in filling behind the wall in the last six-foot depth of a section of wall about six feet in length. I am convinced, from observation and the facts, that the durable stone removed from behind the wall could not possibly have made a continuous sheeting of drain stone behind the wall, and in fact is only a very small or negligible portion of the quantity required. My conclusion in regard to the foregoing is that the contractor did not place broken stone drain in conformity with the contract specifications and instructions, and instead thereof placed a very poor quality of red shale or hard clay, which very rapidly disintegrated under the abnormal seepage conditions obtaining throughout the months of October and November. The result was that the drain gradually clogged up and an extreme condition of saturation arose which filled all the drain without respect to its character and allowed the thin seepage carrying sediment to enter into and clog the tile drain, so that conditions gradually grew worse and the saturation arose behind the wall to a very considerable height.

Quoting from Inspector Edwin S. Gordon's statement of January 30, 1922, of conditions observed on January 25, 1922: "There is no indications of broken stone drain at a depth of 14 feet, at a distance of 20 feet east of shaft, except in isolated cases. There is some red shale stone lying against the batter of the wall. Samples of shale are being laid aside for reference, by order of Chief Engineer Reppert. Shaft No. 2, at the back of Section 41, at a depth of 13 feet, no broken stone drain was found except in scattered places. Red shale stone was found against the batter of the wall."

Mr. Howard's statements likewise appended are to the same general effect, that generally the drain was found to be composed of red shale.

Incidental to this condition I would also report to you that Mr. Reed, during the process of the construction of this drain and after a personal examination of the drain, ordered the removal of drain in place behind the wall for an approximate distance of 60 lineal feet on account of the fact that he discovered that some of the material was red shale. This was not near Section 41, but was near the easterly end of the wall.

CAUSE OF FAILURE OF THE WALL

Failures of concrete retaining walls from cracking are generally due to one or more of the following causes or conditions:

1. Section too light to resist earth load under normal conditions. This condition does not obtain in the Bigelow boulevard wall as the overturning moment with an earth loading extending four feet above the top of the wall would amount to 32,700 foot pounds, which would be resisted by a total resisting moment due to weight of wall and ordinary tensile resistance of 141,000 foot pounds. This on the assumption that the fill behind the wall is not saturated.

2. By saturation of the fill behind the wall increasing the normal loading from an approximate maximum of 28 pounds to 62½ pounds per foot depth. The total overturning moment that could have been caused by a condition of saturation extending up to the top of the wall and allowing for a surcharge of four feet on top of the wall unsaturated, would be 81,300 foot pounds, which may likewise be compared with a total resisting moment of 141,000 foot pounds.

3. Additional loads. In the case of this wall an additional load was occasioned by the construction of a wood barricade or screen built in behind the wall. In connection with this factor, the moment which might have been caused by wind should be considered. This is estimated at 18,100. A further overturning moment of 25,100 foot pounds might have been caused by the effect of cross planks supporting the uprights of the barricade being wedged between the back of the wall and the rock hillside. Combining normal loading with four foot or surcharge of 32,700 foot pounds, and the moment which might theoretically be possible account the barricade of 43,200 foot pounds, would give a total overturning moment on the wall under these combined fac-

built ahead of the backfilling made by Anderson Brothers. At the easterly end of the wall, probably four feet in height of broken stone was shown above the filling. From this point west to the main pilaster varied from four to eight feet in height. From the east end of the wall to a point about 300 feet west, the material back of the drain appeared to be material that had been placed by previous operations. From that point to the west end of the wall the filling varied in height from the top of the wall. This material all appears to have fallen or slid from the hillside.

"From the central pilaster to the west end of the wall the hillside in back of the wall is generally of a rock nature with clay and dirt along the top. The material, as I found same when Anderson Brothers started, between the back of the stone and the face of the hill, was generally from six to eight feet below the top of the wall, and was evidently material that had fallen from the hillside, such as loose stone, clay and debris. For practically the whole length of the wall from the central pilaster westwardly, the broken stone drain appeared above the material in back of the wall.

"The five catch basins in back of the wall were filled up to various heights. These catch basins were cleaned out and the drains opened up to the main sewer and were functioning before catch basins were extended to about six feet in height below the top of the wall. Broken stone was placed around said catch basins and weep holes left in catch basins to receive drainage."

From the above it appears evident that the broken stone drain was actually placed by the M. O'Herron Company. Further, Assistant Engineer Jackson took measurements at the completion of the work (duly recorded in his field book) showing the height of the broken stone behind each section of the wall, and, further, photographs were taken.

From the facts and information received, I am positive that material was placed in what was intended to be a broken stone drain. This statement, however, having no bearing as to the kind of material so placed, which is later reported on.

Orders were issued that as the material was excavated under the An-

derson contract that the same was to be placed in fill behind the wall, which was done, and orders were furthermore issued, that where required, a temporary barricade should be built behind the wall to prevent rock from falling on to the boulevard and to endangering traffic. The type of barricade so erected is shown on drawing No. 3, attached. Such a barricade was erected behind the sections in question, and also in back of other sections from the central pilaster westwardly.

As the material was brought down the hillside in some places the same was piled up back of the barricade and above the top of the wall for a maximum height of 40 inches above the top of the wall. This material was constantly being brought down and removed, so that conditions with respect to this surcharge changed continuously and it is entirely probably that surcharge of 40 inches did exist behind Section 41 for from two to four days.

The operations to relieve the wall and to determine the cause of the trouble consisted, first, of excavating a shaft approximately eight feet in length near the center of Section 41, upon the completion of which all of the filling behind the wall was removed. The following information has been secured to date:

NATURE OF THE CRACK.

The location of the crack, front and back, is shown on attached drawing No. 2. For a certain distance below the top of the wall, ranging from 10 feet to three or four feet, the broken stone, backed with straw, placed by the Anderson Company, was found. Below this point there existed to a very great extent, a condition where, instead of finding a broken stone drain of hard durable stone, a layer of red shale, or perhaps more properly hard clay, was found, where the drain should have been. Only by tracing out this red shale or clay could any resemblance of a drain be discovered, but it is evident that this material was placed for the purpose of making a broken stone drain. That good drain stone was not placed and afterwards knocked out of position by subsequent operations or falling boulders, is clearly evidenced by the fact that such stone was not found in the bottom of the excavation, where, if such had been the case, there would have been a very large pile of stone. The details as to exact

conditions as found are contained in the various reports and sketches hereto appended.

It was found that the space immediately back of the wall, where the broken stone drain should have been, was very largely composed of the red shale or hard clay entirely clogged with earth. I consider that this is absolute evidence of saturation.

Very small amounts of good hard durable stone were found and I had our Assistant Engineer and Inspector save the total amount of material that there was presumably in drain and also in filling behind the wall in the last six-foot depth of a section of wall about six feet in length. I am convinced, from observation and the facts, that the durable stone removed from behind the wall could not possibly have made a continuous sheeting of drain stone behind the wall, and in fact is only a very small or negligible portion of the quantity required. My conclusion in regard to the foregoing is that the contractor did not place broken stone drain in conformity with the contract specifications and instructions, and instead thereof placed a very poor quality of red shale or hard clay, which very rapidly disintegrated under the abnormal seepage conditions obtaining throughout the months of October and November. The result was that the drain gradually clogged up and an extreme condition of saturation arose which filled all the drain without respect to its character and allowed the thin seepage carrying sediment to enter into and clog the tile drain, so that conditions gradually grew worse and the saturation arose behind the wall to a very considerable height.

Quoting from Inspector Edwin S. Gordon's statement of January 30, 1922, of conditions observed on January 25, 1922: "There is no indications of broken stone drain at a depth of 14 feet, at a distance of 20 feet east of shaft, except in isolated cases. There is some red shale stone lying against the batter of the wall. Samples of shale are being laid aside for reference, by order of Chief Engineer Reppert. Shaft No. 2, at the back of Section 41, at a depth of 13 feet, no broken stone drain was found except in scattered places. Red shale stone was found against the batter of the wall."

Mr. Howard's statements likewise appended are to the same general effect, that generally the drain was found to be composed of red shale.

Incidental to this condition I would also report to you that Mr. Reed, during the process of the construction of this drain and after a personal examination of the drain, ordered the removal of drain in place behind the wall for an approximate distance of 60 lineal feet on account of the fact that he discovered that some of the material was red shale. This was not near Section 41, but was near the easterly end of the wall.

CAUSE OF FAILURE OF THE WALL.

Failures of concrete retaining walls from cracking are generally due to one or more of the following causes or conditions:

1. Section too light to resist earth load under normal conditions. This condition does not obtain in the Bigelow boulevard wall as the overturning moment with an earth loading extending four feet above the top of the wall would amount to 32,700 foot pounds, which would be resisted by a total resisting moment due to weight of wall and ordinary tensile resistance of 141,000 foot pounds. This on the assumption that the fill behind the wall is not saturated.

2. By saturation of the fill behind the wall increasing the normal loading from an approximate maximum of 28 pounds to 62½ pounds per foot depth. The total overturning moment that could have been caused by a condition of saturation extending up to the top of the wall and allowing for a surcharge of four feet on top of the wall unsaturated, would be 81,300 foot pounds, which may likewise be compared with a total resisting moment of 141,000 foot pounds.

3. Additional loads. In the case of this wall an additional load was occasioned by the construction of a wood barricade or screen built in behind the wall. In connection with this factor, the moment which might have been caused by wind should be considered. This is estimated at 18,100. A further overturning moment of 25,100 foot pounds might have been caused by the effect of cross planks supporting the uprights of the barricade being wedged between the back of the wall and the rock hillside. Combining normal loading with four foot or surcharge of 32,700 foot pounds, and the moment which might theoretically be possible account the barricade of 43,200 foot pounds, would give a total overturning moment on the wall under these combined fac-

tors of 75,900 foot pounds, for which the wall should have a resistance of 111,000 foot pounds.

4. Defective construction due to improper materials or improper mixing and placing of concrete. The computations with regard to the effect of different loads on the wall under different conditions, have been made by Assistant Chief Engineer Stevenson, Division of Bridges, and his report is attached hereto. The general assumptions are: A normal unit weight of backfill of 120 pounds per cubic foot for saturated condition; 100 pounds per cubic foot for unsaturated; unit equivalent fluid pressures 28 pounds per square foot for normal fill and 62.4 pounds per square foot for saturated fill. Tensile resistant of concrete, 125 pounds per square inch, this being a fair average for ultimate strength of 1-3-6 concrete.

From an analyses of the computations which have been made and assuming a combination of maximum load conditions under each case, it is evident that the wall must have failed under a unit tensile strength of not exceeding 87 pounds per square inch, and it is probable that as we have taken outside figures for these computations, the wall failed under considerably less tensile conditions.

5. Conditions and character of concrete. An examination of the crack behind the wall was made immediately after the excavation by Mr. Reed and myself, and it appeared to us when tapping with a hammer or cold chisel, that the concrete was of a very inferior quality immediately above and below the crack, while several feet above and below the crack the concrete gave no superficial evidence of being inferior and seemed to be sound under hammer blows.

Samples of concrete have been cut out of the back of the wall and one sample from which two cubes for compression test have been sent to the Pittsburgh Testing Laboratory. Another sample is reserved as an exhibit and a further sample is to be used to determine the composition of the concrete and evidence of mixture of organic matter in same, if possible to obtain.

I have made a general examination of the concrete samples and likewise have had Mr. Reed and Mr. Stevenson do the same, and I am convinced that there is very poor adherence between

the gravel and the mortar, as particles of the concrete break off easily with hand pressure. My personal and professional opinion is that this concrete is defective, either due to improper sand or dirty gravel.

My conclusion in regard to the proposition are as follows:

1. That the broken stone drain to be built behind the wall in accordance with the contract was not constructed in accordance with the provisions of said contract.

2. That a condition of saturation arose, due to inferior construction of said broken stone drain, and that saturation resulted in a much heavier pressure against the wall than would otherwise have been the case.

3. That the concrete is defective. This latter, at the present time, is merely a professional opinion based on my observations and that of others, and tests as above noted are now under way and the results will be available in approximately a week. I premise my conclusion on this point on examination of samples removed from the wall, and, further, on the fact that I believe the wall should have stood up under all loads that were or might possibly under the most extreme conditions have been imposed upon same, provided the concrete had been of good quality, and further, that the wall probably failed under a unit tensile load of 87 pounds, or possibly much less, as that loading would be developed under the maximum conditions.

I am attaching hereto the following:

A report under date of January 23, 1922, by Assistant Chief Engineer Reed, giving statements made by various employees of the bureau who have knowledge of the work on this wall, both under the M. O'Herron Company and the Anderson Erothers contracts.

A report under date of January 30, 1922, containing preliminary statements by Inspector E. S. Gordan, Assistant Engineer G. C. Howard and Mr. Snyder, Special Construction Engineer, as to conditions observed by them up to that date, in connection with the examination behind the wall.

A memorandum headed, "Conference re Bigelow Boulevard Wall Held in Office of Chief Engineer January 28, 1922," containing answers to certain questions raised by Mr. Stevenson in connection with his investigation preliminary to making a structural report.

Report of Assistant Chief Engineer John D. Stevenson, under date of February 1, 1922, entitled, "Structural Report on Section 41 of Bigelow Boulevard Wall."

The following plans are also attached:

Plan No. 1, entitled, "Bigelow Boulevard Wall—Cross Section of Wall and Hillside at Section 41"—Accession No. J-L 153.

Plan No. 2. Bigelow boulevard wall Section 41, showing wall section, drill holes, front and rear cracks, etc., entitled, "Condition of Section 41—Bigelow Boulevard Wall."

Plan No. 3. Sketch of timber barricade—rear of Section 41, Bigelow boulevard wall.

C. M. REPPERT,
Chief Engineer.

In Public Works Committee February 8, 1922. Read and ordered introduced in Council to be printed in full in the Record.

Which was read.

Mr. McArdle moved

That the communication be received and filed and printed in full in the Record.

Which motion prevailed.

Mr. Anderson presented

No. 237. Report of the Committee on Public Safety for February 8, 1922, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 185. Resolution authorizing the issuing of a warrant in favor of Animal Rescue League of Pittsburgh for the sum of \$1,071.03, covering work done during the month of January, 1922, and charging same to Code Account No. 1460, Item B, Miscellaneous Services, Dog Pound, Bureau of Police.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS

Mr. English moved

That the President of Council arrange a conference with the Mayor and the City Controller for the purpose of discussing the inventory which should be made quarterly, as provided in the Appropriation Ordinance.

Which motion prevailed.

Mr. English, at this time, presented

No. 238. Communication from A. F. Handick asking for the construction of a sewer on Elm street, a boundary street between the City and the Borough of Ingram.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 239.

To the City Council of the City of Pittsburgh:

I return, without executive approval, Bill No. 153, an ordinance changing the rate and the form of pay of twenty-nine stationary engineers in various departments and bureaus from \$1,920.00 per annum to wages "not to exceed C. U. W.," for the reason primarily that the current union wages for the stationary engineers affected by this ordinance would require about \$23,000.00 additional appropriation, which appropriation has not been provided for either in the general appropriation bill or in this ordinance. I have conferred with your honorable body upon this subject. My interpretation of the discussion is that the legislation is predicated upon a supposed injustice to the engineers because of the fact that other skilled labor in the employ of the City is paid according to the current union wage rate, which now is \$7.25 per day for engineers.

The argument made at the conference in support of the ordinance is the argument of consistency. It was said that since the City had recog-

nized every other kind of unionized labor and since the extension of such recognition to the stationary engineers named in the ordinance would cost the City but \$23,000.00, the union principle should be upheld, so that all the employees in the City qualified to receive the current union wage should have it. But this is not a true state of fact and, therefore, the argument falls. Not included in this bill are five chief engineers in the Bureau of Water receiving an average wage of \$6.57 per day and thirty-nine assistant engineers receiving an average wage of \$5.58 per day. The union principle will not be fully sustained until these employees are also provided for in the same manner as those included in the bill, and the City, therefore, will not be put to the expense of only \$23,000.00 additional, but I calculate \$25,000.00 more.

Instead of justice being satisfied by this enactment, justice would be defeated, in my opinion. Instead of comparing the rate of pay of engineers with the other C. U. W. employees, a limited number, the comparison logically should be with the vast mass of City employees upon whom an average cut of fifteen per cent was inflicted only a month ago. And comparison should be made between the preceding rise from pre-war wages to war-peak wages.

I might add that I have investigated and find that only a small number of stationary engineers employed in this City and vicinity receive the "current union wage." In other words, it bears no relation to the market rate of pay. I do not set up the market rate as being the sole standard by which to judge the compensation of public employees. I made that perfectly clear at the budget sessions recently. The variation in the cost of living and the ability of the unemployed property owner to meet his tax payments are of equal cogency at this time. We agreed at the budget sessions that the cost of living had been somewhat reduced with the exception of certain things, notably rents. We decided to reduce the tax levy in aid of the property owner and indirectly of the tenant. That we correctly gauged the inability of the taxable to pay is proved by the earliest receipts of the City Treasury. From the first ten days' collection one year ago there was received a total of \$3,325,600; from the same period this year, \$2,676,400. Instead of an 87½ per cent return from the current levy, these figures indicate only 70 per cent. You will recall the cuts made at the budget sessions in the

various departments and bureaus which required the reduction of forces and the infliction of part time upon more than a thousand men. The early tax returns indicate the necessity of more severe retrenchment than anyone connected with the City government heretofore has thought of. The administrative department cannot be a party to any unnecessary expenditure. Unless further and deeper cuts are made into our rate of expenditure the City will be without funds to meet its obligations towards the end of the year. I am no prophet of woe but on the other hand am not blind to plain facts. All arguments in favor of an illusory consistency are patent fallacies when confronted by the facts.

Respectfully submitted,

W. A. MAGEE,

Which was read.

Mayor.

Also

Bill No. 153. An Ordinance entitled, "An Ordinance amending Section 8, line 8, Mayor's Office, Municipal Garage and Repair Shop; Section 23, line 20, Carnegie Free Library of Allegheny; Section 29, line 21, Department of Health, Tuberculosis Hospital; Section 30, line 20, Department of Health, Municipal; Section 41, lines 53 and 54, Department of Charities, City Home and Hospital, Mayview; Section 42, lines 19 and 20, Department of Public Safety; Section 58, lines 5, Department of Public Works, Asphalt Plant; Section 60, line 5, Department of Public Works, City-County Building; Section 62, line 9, Department of Public Works, Diamond Market; Section 63, line 7, Department of Public Works, North Side Market, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law December 31, 1921."

In Council February 6, 1922. Rule suspended, bill read three times and finally passed.

Which was read.

Mr. English moved

That further action on the communication and bill be postponed for one week and that a copy of the communication be furnished to each member of Council.

Which motion prevailed.

Mr. English moved

That the Minutes of the proceedings of Council at a meeting held February 6, 1922, be approved.

Which motion prevailed.

And on motion of Mr. Anderson Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, February 20th, 1922.

No. 11.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.

Monday, February 20, 1922.

Council met.

Present—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

PRESENTATIONS.

Mr. Anderson presented

No. 240. Resolution authorizing the issuing of a warrant in favor of Charles Johnston, Police Commissioner, for the sum of \$24.60, covering moneys expended by him in securing evidence against persons for illegal liquor selling, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 241. An Ordinance providing for the appointment of two Detective Sergeants in the Bureau of Police, Department of Public Safety, and fixing the salary therefor.

Also

No. 242. An Ordinance providing for the appointment of six Captains in the Bureau of Police, De-

partment of Public Safety, and fixing the salary therefor.

Which were severally read and referred to the Committee on Finance.

Mr. Borland presented

No. 243. Communication from R. C. Taylor relative to the extension and opening of Ryolite way between Hays and Black streets, Eleventh ward.

Which was read and referred to the Committee on Public Works.

Also

No. 244. Communication from the Bernard Gloekler Company protesting against the raising of Penn avenue at Sixteenth street.

Also

No. 245. An Ordinance fixing the width and position of the sidewalks and roadway; and establishing the grade of Annetta street, from Paulson avenue to Helen street.

Also

No. 246. An Ordinance establishing the grade of Burton way, from Camp street to Lyon street.

Also

No. 247. An Ordinance establishing the grade on Gallion avenue, from Pioneer avenue to Glenarm avenue.

Also

No. 248. An Ordinance establishing the grade of Ned way, from Lella street to a point 460.70 feet south to a property line.

Also

No. 249. An Ordinance establishing the grade on Roy street, from South Lang avenue to Roy way.

Also

No. 250. An Ordinance designating Roy way as the name of an unnamed 20-foot way in the Four-

teenth ward of the City of Pittsburgh, as shown in T. M. Dickies' Plan of Lots, from Roy street to Willard street, and establishing the grade thereof.

Also

No. 251. An Ordinance establishing the grade on Lois way, from Termon avenue to Cornell avenue.

Also

No. 252. An Ordinance establishing the grade on Wapello street, from Termon avenue to Cornell avenue.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. English presented

No. 253. Communication from L. L. Murray asking to be reimbursed for money expended for medical attention given his son, Donald C. Murray, who was injured at the Sheridan Playground on July 7, 1921.

Which was read and referred to the Committee on Finance.

Mr. Garland presented

No. 254. An Ordinance appropriating and setting aside from the proceeds of "Street Improvement Bonds," Bond Fund Appropriation No. 194, an additional sum of fifty-three hundred (\$5,300.00) dollars, for the payment of engineering expenses, including salaries, wages, supplies, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Also

No. 255. An Ordinance repealing an ordinance entitled, "An Ordinance authorizing the Director of the Department of Public Works of the City of Pittsburgh to proceed to condemn the property of the James M. McCready Estate, situate in the Twelfth ward," approved the 20th day of June, 1921, and recorded in Ordinance Book Volume 32, Page 439.

Also

No. 256. Resolution authorizing the issuing of a warrant in favor of Dr. J. W. Robinson in the amount of \$14.00 and the Mercy Hospital in the amount of \$1.50 for medical service rendered Antes L. Snyder, Special Construction Engineer, Bureau of Engineering, who was injured while on duty, and charging same to Code Account No. 44-M, Compensation Fund.

Also

No. 257. Resolution authorizing the issuing of a warrant in favor of Stanley Kozakowski for \$400.00, in full settlement of any and all claims for damages which he might have against the City of Pittsburgh for injuries received by being run down by an automobile owned by the Bureau of Recreation, and charging same to Code Account No. 42, Contingent Fund.

Which were severally read and referred to the Committee on Finance.

Mr. Malone presented

No. 258. Resolution authorizing the issuing of a warrant in favor of the Atlantic Land Company in the sum of \$143.82, refunding overpaid water rent on property at 419-33 Melwood avenue, Fifth ward, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Which was read and referred to the Committee on Finance.

Also

259. Petition for the grading, paving and curbing of Bellaire avenue, between Wedgemere street and Pioneer avenue.

Also

No. 260. An Ordinance authorizing and directing the grading, paving and curbing of Bellaire avenue, from Wedgemere street to Pioneer avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 261. An Ordinance authorizing the regrading, repaving, recurb-ing and otherwise improving of Emler street, from Frankstown avenue to property line distant about sixty-three (63') feet south of Broad street, as affected by the improvement of Broad street, and setting aside the sum of thirty-five hundred (\$3,500.00) dollars from the proceeds of Bond Fund Appropriation No. 232, "Broad Street Improvement Bonds," for the payment of the cost thereof.

Also

No. 262. An Ordinance extending and opening Fair Oaks street, in the Fourteenth ward of the City of Pittsburgh, from the southerly line of the Murdoch Farms Plan to the northerly line of the Larchmont Plan of Lots, and providing that the cost

damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby; and changing the name of Fair Oaks street, from the center of the curve west of Squirrel Hill avenue to the northerly line of the Larchmont Plan of Lots to "Malvern avenue."

Which were severally read and referred to the Committee on Public Works.

Mr. Robertson presented

No. 263. Resolution authorizing the issuing of a warrant in favor of H. R. Zoller for \$260.00, in full compensation for damages to his automobile by being struck by a large stone which rolled down from the hillside along the line of the Boulevard of the Allies on Second avenue, and charging same to Code Account No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 264. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with the Pennsylvania Railroad for the construction of a foot bridge at South Fourth street over Carson street east and the railroad right of way to Manor street, and providing for the provisions thereof and for the payment of same.

Also

No. 265. Resolution authorizing the issuing of a warrant in favor of William Smithyman for the sum of \$73.75 for expenses in having plumbing in his residence at 28 Estella avenue, Eighteenth ward, repaired due to the defective condition of Estella avenue, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 266. Communication from the Chamber of Commerce recommending the appointment of a commission to investigate conditions and the regulations governing the efficiency of the Fire and Police Bureaus.

Also

No. 267. Communication from C. C. Hamilton asking for the appointment of a commission to investigate and report on the matter of assessments of properties for taxation purposes.

Which were severally read and referred to the Committee on Finance.

Also

No. 268. Communication from D. M. Hackett relative to the change of location of Allison street near Inglenook way, Thirteenth ward.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 269. Communication from the Chamber of Commerce recommending the scheme of providing camping sites for tourists in the public parks.

Which was read and referred to the Committee on Parks and Libraries.

Also

No. 270. Remonstrances of residents, property owners and business people of the South Side protesting against removal of Fire Truck Company No. 10, located at South Fourteenth street, Seventeenth ward.

Also

No. 271. Remonstrances against removal of No. 37 Engine House, located on North Rebecca street.

Which were read and referred to the Committee on Public Safety.

Also

No. 272. Communication from the Chamber of Commerce protesting against the passage of the ordinance placing stationary engineers on a current union wage basis.

Which was read, received and filed.

Also

No. 273. Communication from the North Side Chamber of Commerce protesting against the passage of the ordinance fixing the salary of stationary engineers at current union wages over the Mayor's veto.

Which was read, received and filed.

UNFINISHED BUSINESS.

Bill No. 239. Communication from the Mayor returning, without his approval, Bill No. 153, An Ordinance amending portions of Salary Ordinance of December 31, 1921, relating to Engineers in various departments.

In Council February 14, 1922. Read and further action postponed for one week and copy to be furnished each member.

Which was read, received and filed.

Also

Bill No. 153. An Ordinance entitled, "An Ordinance amending Section 8, Line 8, Mayor's Office, Mu-

municipal Garage and Repair Shop; Section 23, Line 20, Carnegie Free Library of Allegheny; Section 29, Line 21, Department of Health, Tuberculosis Hospital; Section 30, Line 20, Department of Health, Municipal Hospital; Section 41, Lines 53 and 54, Department of Charities, City Home and Hospital, Mayview; Section 42, Lines 19 and 20, Department of Public Safety; Section 58, Line 5, Department of Public Works, Asphalt Plant; Section 60, Line 5, Department of Public Works, City-County building; Section 62, Line 9, Department of Public Works, Diamond Market; Section 63, Line 7, Department of Public Works, North Side Market, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law December 31, 1921."

In Council February 14, 1922. Bill returned by the Mayor without his approval, and further action postponed for one week.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

Mr. English arose and said:

Mr. President, in taking issue with Mayor Magee on the question of sustaining or overriding his veto of the ordinance to pay current union wages to the engineers employed by the City of Pittsburgh I want to say, first, that I have no personal feeling against the Mayor in this matter. It is his sworn duty to veto any and every bill that does not meet with his approval just as it is the sworn duty of a Councilman to vote against any and every bill, including vetoes, which do not meet with the approval of a Councilman.

I have carefully considered the veto message of the Mayor and I regret to say that I cannot find very much in it, in my opinion as a valid and sufficient reason to cause me to change my original position of supporting the ordinance which proposes to pay current union wages to the engineers employed by the City.

The primary reason given by the Mayor and in fact the only reason offered in the veto message is that "this ordinance would require about \$23,000.00 additional appropriation, which appropriation has not been provided for, either in the general appropriation bill or in this ordinance."

The logic of this kind of reasoning ought not to prevail in the judgment of this Council. If we were to follow a policy of that kind by refusing to pass any ordinances because no appropriation had been made in the general appropriation bill we would be in trouble all the time and the City of Pittsburgh might suffer tremendous loss and damage if Council were to stick to such a policy. On the contrary, we have very wisely adopted the plan of making transfers from one appropriation to another in order to provide funds to do some worthy thing for which no provision was made in the annual appropriation bill. As an example illustrating this I would call attention to Bill No. 175, authorizing the Mayor to employ a consulting engineer to report on the condition of the Shady avenue, Highland avenue and Penn avenue bridges over the Pennsylvania Railroad in the East End section of the City. The \$1,500.00 to pay this consulting engineer was not set up in the general or annual appropriation ordinance or in any other ordinance.

Speaking for myself, I would hesitate a while before offering to Mayor Magee the lack of an appropriation in the general ordinance as a primary reason, or any other kind of a reason for voting against the bill for a consulting engineer to report on the condition of the East End bridges.

The next matter referred to in the veto message is the current union wage rate, which is stated as being \$7.25 per day for union engineers. I did not know this was the rate, as no reference is made in the ordinance which was vetoed to any specific sum of money. The bill reads, "not to exceed C. U. W.," meaning not to exceed the current union wage paid by other firms who employ engineers. It is the duty of the administration to check up the wage rate asked by the Engineers as well as all other employees coming under the terms of C. U. W. to determine whether or not the City is being asked to pay the same current union rate as other employers are paying.

The next statement in the veto message refers to a new matter entirely and unless one understands this question as I think the members of Council do, one might think that Council was trying to force the City to start as a new policy, the adoption of current union wages for craftsmen who belong to unions. Because forsooth the Engineers in the Bureau

of Water have not joined this union, we are expected to deny current union wages to men who claim membership in a legitimate union and who have always been given the same uniform treatment other legitimate unions have received for years past except for the year 1922, when through a mistake or error of some kind a change was attempted which was not desired by Council. As there are six members of Council now serving, or two-thirds of the Council which made the appropriation and salary ordinance for 1922, there can be no mistake on this

ordinance as five of the six voted for this bill before sending it to the Mayor and in addition the three new members voted affirmatively making a total of eight who have already given affirmative votes after debate in Committee (at which the Mayor was present) and again in Council in answer to the roll call.

I see no reason or necessity for starting an insurrection among the employees of the Bureau of Water by inviting them to join a union, but I do see that bringing such employees into this controversy may start trouble. If the engineers in the Bureau of Water must be brought into the argument it is unfair, in my opinion, to lump all their salaries or wages in order to strike average rates of \$6.57 and \$5.58 per day, unless other conditions affecting wages are also injected. What about vacations and whether with or without pay, hours of service, penalties for time off and various other questions which have all been settled by the agreement on which current union wages are based. Why should any extraneous matter be injected into this question such as the following statement from the veto message: "The union principle will not be fully sustained until these employees (in the Bureau of Water) are also provided for in the same manner." One not familiar with the question under discussion would think that Council was the business agent of a labor union organizing unions in order to increase wages against the interest of the taxpayers, when such is not the case at all.

If such extraneous matter is to be allowed in this discussion why not bring in the engineers who operate the fire apparatus in the Bureau of Fire and show that thousands of dollars would be added to the payroll if this additional group of engineers in the Bureau of Fire were included to "sustain the union principle." I

claim that such statement has no place in this discussion. The bill in question is to correct a mistake which was made in the Salary Bill for 1922, when the stationary engineers, who claim to have a legitimate labor union in Pittsburgh and vicinity, were changed from a daily wage at current union wages to a monthly wage. The amount of daily or monthly wages and the total cost to the City if this bill passes will not affect the tax rate for 1922 or increase the appropriations for 1922, as these have already been fixed for the year. It is the duty of Council and the Mayor to provide the necessary transfer of funds already appropriated for 1922 in order to carry out the provisions of the bill in question. As the transfer is not in any immediate hurry we have plenty of time to look after it later in exactly the same way as the \$1,500.00 required for employing a consulting engineer to furnish a report on the three East End bridges.

If the Council were actually seeking to impose a new union on the City at this time I might feel inclined to agree with a veto because I am not in favor of the City being mulcted by mushroom unions whose members are limited to employees of the City. It is the duty of the administration to protect the City against such a fraudulent practice and the City has many sources of information to enforce such protection.

I dissent most emphatically from the following statement in the next paragraph of the veto standing as it does without any qualification:

"Instead of justice being satisfied by this enactment, justice would be defeated." This statement, as it stands in the abstract, certainly is subject to the interpretation that if Council passes the bill in question, instead of righting an injustice, exactly the opposite would result. Where is the injustice referred to? Is it against the union which expected to get the same recognition it has been getting until 1922, or is it against engineers in the Bureau of Water, who have not complained to Council, and who are not members of the engineers' union, which asks for current union wages instead of being changed to monthly salaries, a new departure of which they had no notice or knowledge prior to the passage of the 1922 salary bill. If any injustice has been done, surely it was against the engineers, who are protesting against the change in their pay. The answer to this is that as soon as Council was

made aware of the injustice of the change, Council very promptly passed the ordinance to grant C. U. W. to the engineers.

I explained my position when I voted for the bill on original passage. I will repeat, in brief, the substance of my remarks on that occasion: As long as the policy of the City is fixed in the matter of paying current union wages to craftsmen who get such wages from numerous other employers of such craftsmen, the City is in duty bound as a matter of common honesty and fair dealing to apply the same policy to all legitimate labor unions. Years ago the City of Pittsburgh adopted the policy of recognizing the principle of current union wages as applied to members of legitimate labor unions who happen to work for the City. Please note that this is a broad matter or policy, not a temporary expediency adopted to please any individual or to carry out a certain specific contract affecting some particular matter that might arise in conducting City business. This policy has not changed with a change of administration; it has been operating for years and has been recognized by the Government for years, consequently I cannot see any injustice in applying this policy or principle to all legitimate unions having members working for the City.

The last paragraph of the veto message is rather lengthy and brings in additional new matter such as cost of living, rents, collection of taxes, deficits, etc. As I have stated before, any new matter has no place in this discussion, as the tax rate for 1922 and appropriations for 1922 cannot be affected by the passage of this bill. It is possible of course to operate an extravagant government which would cause an increase in the 1923 tax rate, but I do not anticipate any such course. The last and largest paragraph of the veto message is a very splendid statement, proving that Mayor Magee is the municipal expert we said he was when we urged the voters of Pittsburgh to elect him. However with the exception of a few lines the statement does not contain anything relevant to this question, if it is intended as an argument or a reason for me to reverse my vote on this bill. The few lines which bear on the matter, are, in my opinion as follows: "I might add that I have investigated and find that only a small number of stationary engineers employed in this City and vicinity, receive the current union wage."

If this is true, and I have no reason to doubt the Mayor on this point, it is unfortunate that the Mayor has not given the Council some results of his investigations. For instance, did he ascertain how many stationary engineers are employed in Pittsburgh and vicinity? how many are members of the union seeking recognition? how does the membership in this union compare in numbers with the total number of engineers employed in Pittsburgh and vicinity? are the engineers employed on monthly salaries or on a daily wage basis? do the rates of pay vary greatly in amount? how many City of Pittsburgh employees are in this union? how does the number of City employees who are members, compare with the total membership in this union?

The answer to these few questions would materially assist the administration in determining what rate of wages should be paid the engineers, because the terms of this ordinance would surely permit the Mayor to act justly and fairly with the engineers and at the same time no injustice could result to the taxpayers. The ordinance reads very plainly "not to exceed C. U. W." Lest I be misunderstood, I will give my interpretation of the terms. If the engineers union is a legitimate labor union dealing with numerous other persons employing their members, and such members are receiving a recognized compensation of a certain sum whether it be on a monthly or a daily basis with the same or similar conditions of hours, service etc., as prevail in similar work to be done for the municipality there is proper authority in this ordinance to permit the administration to deal with this matter in a just and equitable manner towards all concerned.

In conclusion, Mr. President, permit me to repeat that I have no personal difference with His Honor Mayor Magee, on this question. I regret of course that it is necessary for me to vote to pass this ordinance notwithstanding his veto. My position on this bill is the same that I have taken for years on this question, as long as the City of Pittsburgh continues the policy of recognizing collective bargaining by legitimate labor unions, we cannot in all fairness discriminate in favor of any particular legitimate labor union and by the same token, we should not discriminate against any particular legitimate labor union. In my opinion it is the duty of the

administration to determine what unions are legitimate and act accordingly, but Council cannot exercise any such function which is clearly an administrative duty. When I think the administration is right, it will be my duty as well as my desire and pleasure to support the administration but in this instance, when I think the administration is wrong, I regret that I must be recorded as not agreeing with the administration on this particular measure.

Mr. Garland arose and said:

Mr. President, it was not my intention to say anything unless something was said on the subject by some other member of Council. The gentleman has opened the subject; therefore, I must perforce say something in answer.

This matter has been so much talked about in Council and in committee that it is hardly necessary to repeat what has been said, and everyone knows my position in this matter.

I, however, want to put myself on record again and say that it is illegal for Council to recognize any labor union, and every man knows that we must not legally recognize a labor union in this Council. The gentleman says the City of Pittsburgh recognizes labor unions, but that is no reason why the City should continue to give them recognition when it is illegal to do so.

I have never objected to the man who works by the day, namely, the bricklayer, plumber or carpenter, getting his daily pay even as fixed by the union generally recognized. But in the case of stationary engineers who are employed by the month, I believe they should be paid on a monthly or annual basis as is paid stationary engineers employed in office buildings and industrial plants. The stationary engineers working for the city are no better workers than the stationary engineers in outside employment.

By fixing the wages of these employees at current union rates they will be paid \$7.25 a day, which will mean an increase of \$23,000.00 a year for all the stationary engineers in the employ of the City.

Next week the wages of these artisans may be raised to \$9.00 a day. Labor Temple can do that very thing and some of you here would willingly pay the \$9.00, believing in that shibboleth that the Labor Temple runs

the City of Pittsburgh. I want to tell you that the Labor Temple does not run Pittsburgh. You just imagine that it does.

I want to again reiterate that it is illegal for Council to recognize labor unions; you cannot recognize them legally. You are putting one class of citizens against the other. I say it is all tommyrot to recognize labor unions.

I want to say that Mr. Anderson is the only consistent member of Council of the six members who voted for this in the budget. This salary of \$160.00 was fixed in the budget and we fixed it at that salary without working any hardship upon these employees, because there are men equally as good who are working for less wages and are just as well satisfied. There are many stationary engineers in the City of Pittsburgh who are working for \$135.00, \$140.00 and \$145.00 a month, and we fixed the salary for the stationary engineers in the city service at \$160.00 a month to be fair.

If you men want to obey the dictates of the Labor Temple and ignore the taxpayers, go ahead and override this veto. I want to say that the great majority of the people of Pittsburgh are watching Council's action today and saying we should save this \$23,000.00. The gentleman in dissecting the Mayor's veto message did not say anything about this \$23,000.00 increase in appropriations. Of course we can transfer the money later. There are not so many pockets in this year's appropriation bill to transfer from, and this bill if passed would increase the deficit in prospect this year with an overestimate of \$500,000.00 now to be made up.

Stop in the City Treasurer's Office as I did today. You will see dozens of persons paying their taxes. See how many of them pay with a smile. What I am trying to do here is to obey the law and keep down taxation, which means rents.

And the question recurring, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs

Anderson
Borland
English
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Noes—Mr. Garland.

Ayes—8.

Noes—1.

And there being two-thirds of the votes of council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

REPORT OF COMMITTEES

Mr. Garland presented

No. 274. Report of the Committee on Finance for February 15th, 1922, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 186. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Broad Street Improvement Bonds, Bond Fund Appropriation No. 232, the sum of six thousand (\$6,000.00) dollars, for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 196. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Center Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 204, an additional sum of one thousand (\$1,000.00) dollars, for the payment of engineering expenses, including salaries, wages, supplies, equipment, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 197. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Island Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 219, an additional sum of four thousand (\$4,000.00) dollars for the payment of engineering expenses, including salaries, wages, supplies, equipment, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 198. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Boulevard of the Allies Bonds, 1919, Bond Fund Appropriation No. 207, an additional sum of seven thousand (\$7,000.00) dollars for the payment of engineering expenses, including salaries, wages, supplies, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 201. Resolution authorizing the issuing of a warrant in favor of George A. Cochrane, Jr. Company in the amount of \$400.00, for extra work in the contract for the construction and erection of carpenter shop, machine shop, paint shop, elevator tower, steel brackets, etc., City Garage, Exposition Building and charging same to Contract No. 1109, Code Account No. 1039.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 227. Resolution authorizing the issuing of a warrant in favor of William Leopold for the sum of \$100.00, in full settlement of any and all claims for damages which he might have against the City on account of injuries to his son, William Leopold, who fell from boardwalk on Portman street on account of defective railing, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson

Garland
Herron

Winters (Pres.)

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 175. Resolution authorizing and directing the Mayor and the Director of the Department of Public Works to employ a consulting engineer or engineers to examine and report upon the condition and need of replacement of the Penn, Shady, Highland and Negley avenue bridges over the Pennsylvania Railroad, and setting apart and appropriating from Code Account 42-M, Contingent Fund, the sum of , or so much thereof as may be necessary, for the payment of the cost thereof, and authorizing the issuing of warrants on said fund for the payment of the cost of said work.

In Finance Committee, February 15, 1922, Read and amended by inserting in blank space "\$1,500.00" and by striking out "42-M" and by inserting in lieu thereof "42", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

And the rule having been suspended, the resolution was read a second time.

Mr. Malone arose and said:

Mr. President, I just wanted to call your attention to the fact that in the veto message on the bill that was just voted upon, the question came up as to where we were going to get the money, and I asked for special consideration on this bill because I opposed it in committee for the reason that no appropriation was set up with which to pay the services of this engineer. However, last week in committee the bill was amended in such a manner that \$1,500.00 was agreed to be transferred due to the fact that money set up for a certain

position which was not filled will not be needed.

I have no objection to the report being made by the engineer, but I do not believe we had any right to transfer money that might be saved in one department or another. We received this bill at the request of his Honor, the Mayor, and by courtesy of Council the money was provided by a transfer, and I do not think there should have been so much criticism of Council's action in passing the ordinance placing the stationary engineers on a current union wage basis. I want to call your attention to the fact that this money was provided by transfer from another account and Council might be able to do so later on some other bill.

Mr. English arose and said:

Mr. President, I think this bill should be passed because it is a very worthy measure. The purpose, we were informed by the administration, is to employ a consulting engineer to make a critical and careful examination of these important bridges in the East End section of the City. We have reports from our own bridge engineers in which they say that these three bridges should be built immediately or else traffic will soon be tied up and thus result in a lot of inconvenience and loss of time to the people who are compelled to use these bridges.

My position is that if the Mayor cares to get a consulting engineer for a check, as it were, on the work done by the Division of Bridges in the Department of Public Works, \$1,500.00 ought to be a very worthy investment. Suppose we find for instance that only one bridge needs to be strengthened this year and this proposition of spending several hundred thousand dollars for three new bridges could go over for some months, it would help the financial condition of the city. Suppose that the consulting engineer gives as his opinion that the bridges are in danger, then we must do something immediately or else we will not only have bridges to build, but possibly loss of life; and money damages; and I think it is the part of wisdom to get outside engineering advice, such as was done on the Boulevard of the Allies. I think the expenditure of this \$1,500.00 is a wise investment, and I think it should be passed by Council.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs

Anderson
Borland
English
Garland

Herron
McArdle
Robertson
Winters (Pres.)

Noes—Mr. Malone.

Ayes—8.

Noes—1.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also, with a negative recommendation.

Bill No. 187. Resolution authorizing the issuing of a warrant in favor of William J. Bally in the sum of \$936.05, lost time as an employee of the Bureau of Engineering, from April 24th, to December 7th, 1919, inclusive, on account of injuries received by being thrown from runaway work car while performing his duties, and charging same to Code Account No.

Which was read.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Mr. Malone presented

No. 275. Report of the Committee on Public Works for February 16, 1922, transmitting an ordinance and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 224. An Ordinance entitled, "An Ordinance providing for the letting of contract or contracts for the furnishing of One (1) Locomotive Traveling Crane, Two (2) 10-ton Tandem Rollers, One (1) 5-ton Tandem Roller, Two (2) 3½-ton Auto Trucks complete, and Three (3) Auto Chassis, for the Asphalt Division, Bureau of Highways and Sewers, Department of Public Works."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 225. Resolution authorizing and directing the Director of the Department of Public Works to install a seasoning trough at Herron Hill Laboratory, Bureau of Tests, at a cost not to exceed \$100.00, and to purchase the necessary materials through the Department of Supplies, and perform the necessary work by regular employees of the Division of Bridges Bureau of Engineering, and charging the cost thereof to Code Account No. 1517-M, Bureau of Engineering, Department of Public Works.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Borland presented

No. 276. Report of the Committee on Public Service and Surveys for February 16, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 220. An Ordinance entitled, "An Ordinance establishing the opening grade on Strahley place, as laid out and proposed to be dedicated as legally opened highway by Richard Hoerster and Jennie Strahley Hoerster, his wife, in a plan of lots of their property in the Twentieth ward of the City of Pittsburgh, named Strahley Farm Plan."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Robertson presented

No. 277. Report of the Committee on Filtration and Water for February 16, 1922, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 228. Resolution authorizing the issuing of a warrant in favor of Ludlow Valve Manufacturing Company in the sum of \$634.32 for hydraulic cylinder parts furnished Brilliant Pumping Station, same to be chargeable to and payable from Code Account 1756.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Anderson presented

No. 278. Report of the Committee on Public Safety for February 16, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 219. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of three (3) Motor Driven Combination Hose and Chemical Wagons, One (1) Triple Motor Driven 750-gallon Pumping Engine, One (1) 6-cylinder, 4-wheel Motor Driven Tractor and one (1) 4-cylinder Motor Driven City Service Truck, for the Bureau of Fire."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Anderson presented

No. 279. WHEREAS, The newspaper accounts of remarks made at a Chamber of Commerce meeting, that soldiers urging a bonus appropriation would be profiteers; and

WHEREAS, The further account that this statement received great applause, would, if allowed to pass unchallenged, be a slander on the dead American soldiers, an insult to the living, and a lasting disgrace to the City of Pittsburgh; Therefore, be it

RESOLVED, That the Council of the City of Pittsburgh protest against the reported remarks and applause as being Un-American, and declare that such unworthy sentiment is opposed and resented by the great majority of the people of Pittsburgh, whom we have the honor to represent; and, be it further

RESOLVED, That the Council of the City of Pittsburgh hereby endorses the Bonus Appropriation for our soldiers.

Which was read.

Mr. Anderson moved

The adoption of the resolution.

Mr. Garland arose and said:

Mr. President, it is not my intention to say anything on the motion. As a Director of the Chamber of Commerce I refrain from voting. I respect the author of the resolution. He gave up a boy for the cause. I also would say that we should not hold the Chamber of Commerce responsible for the actions or remarks of any one member any more than I hold one member of Council responsible for the action of the whole body.

Mr. McArdle arose and said:

Mr. President, the resolution is clear on that point. There is no intention to criticize the Chamber of Commerce or the resolutions passed by it. The resolution before us refers to remarks and actions of individuals.

Mr. Garland arose and said:

Mr. President, I hold no brief for the Chamber of Commerce; it can speak for itself. I am a past President of the Chamber of Commerce and a member of its present Board of Directors, and the Chamber of Commerce as a body is not responsible for the actions or speeches of individual members.

Mr. Herron arose and said:

Mr. President, I am going to support the resolution and I am a member of the Chamber of Commerce.

I am not holding anyone responsible for any action taken at the Chamber of Commerce. In voting for this resolution I do not feel we are holding the Chamber of Commerce responsible for the action of any of the speakers at that meeting, as it was described in the newspapers. This resolution speaks for itself. Regardless of any action taken by the Chamber of Commerce it has no relation to it. I cheerfully would have voted for a similar resolution three months ago. I hold no malice in my heart against the Chamber of Commerce.

Mr. English arose and said:

Mr. President, I think it should be noted in the minutes on rollcall how each member votes on this resolution; otherwise it might be noted that all the members of Council have voted for it, notwithstanding the fact that one member of Council has already stated that he would refrain from voting.

I think the resolution is drawn very properly, and it is very proper for a body like the Council of the City of Pittsburgh to rebuke the statement alleged in the public press as having been made in the Chamber of Commerce. Somebody in authority ought to rebuke this kind of thing and show that the real people of Pittsburgh do not endorse such sentiments.

The resolution does not condemn the Chamber of Commerce, but condemns the sentiment expressed in certain remarks, and also condemns the applause which greeted the remarks. If such procedure is permitted to stand as expressing the sentiment of Pittsburgh it is a disgrace to the city and for this reason the Council should condemn such proceedings and brand them as not representing the real sentiment of patriotic Pittsburghers.

There should be a mass meeting in Pittsburgh at which our soldier boys and their friends could express their views as to whether they are profiteers or not, because they seek an adjustment of their compensation in a clean, legitimate manner appealing to the proper National authority, the Congress of the United States.

I second **Mr. Anderson's** motion to adopt this resolution, and I am heartily in favor of its passage by this Council.

Mr. Garland arose and said:

Mr. President, I do not like the idea of this Council sitting here in virtuous judgment. Perhaps we should not take umbrage.

It is wrong to hold the Chamber of Commerce responsible for utterances of a member. The remarks of one man at that meeting are not the sentiments of 6,500 members of the Chamber. Remarks at that meeting should not be considered the sentiment of the chamber, any more than things said in this room should be regarded as the sentiment of Council. We must not assume too much. In a measure, the resolution has no place here, but coming from a man who lost a son in the late war, a man I respect, and looking at it as a criticism only of those making the remarks and not as a criticism of all the members of the Chamber of Commerce, it is alright.

The Chair said:

I want to say there is some justice in what Mr. Garland said, and the resolution puts Council on record as to the policy of paying a bonus. I believe a bonus should be paid. The utterances of one or two men in the Chamber of Commerce meeting seemed to carry the sentiment of the chamber because the resolution before the chamber was sustained by vote, notwithstanding the report of a committee headed by the President of the chamber, whose recommendations were not adopted. We may differ with the Chamber of Commerce or any other body on the fundamental question of a bonus, but I think it comes with ill grace when men representative of a large body utter sneers and speak slightly of soldiers, calling them profiteers and comparing them to Boy Scouts.

Mr. McArdle arose and said:

Mr. President, I am a member of the Chamber of Commerce and have been for years. I was not present at that meeting Saturday when those alleged remarks were made, but had I been present, I, nor anyone else could have stopped the remarks being made, nor the applause. Yet I would not hold myself responsible in the slightest degree for the remarks for the approval of them by certain individuals.

Insofar as that part of this resolution is concerned, there is neither spoken nor implied criticism of the Chamber of Commerce. What we have under consideration are the remarks

uttered at that meeting and the applause brought forth by those remarks for which individuals are held responsible and criticized by this resolution before us, not the Chamber of Commerce.

On the other point, as to the chambers attitude finally on the bonus, the resolution does not apply, for, as a member of Council, I would not go further than the soldier spokesmen themselves, who have generously and respectfully expressed their recognition of the right of the chamber to dissent from the resolution of the Board of Directors and withhold approval of the bonus.

The soldiers did not criticize the action of the Chamber of Commerce, as distinguished from the action of individuals in the meeting. We are exactly in that position. We are only going beyond it in expressing approval of the bonus and in differing from the Chamber of Commerce in this respect there is no implied criticism of their action. I am voting for the resolution with that understanding.

The Chair said:

I think you are right, Mr. McArdle. The resolution specifically refers to the remarks made at a meeting of the Chamber of Commerce and the applause which those remarks brought forth, and it does not reflect upon the Chamber of Commerce. The remarks quoted were sneeringly made and were an insult to American patriotism.

I want to say finally as far as the bonus is concerned that I am in favor of it. I am in favor of the bonus if for no other reason than that England and France have paid their service men bonuses and with money borrowed from this country, and if this nation can loan other nations money to pay a bonus, why can't it do something for its own soldiers?

And the question recurring on the adoption of the resolution, the ayes and noes were ordered taken, and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes being in the affirmative, the motion prevailed.

Mr. Borland moved

That the following members be excused for absence from council and committee meetings:

Mr. Anderson on January 12, 17, 18, 24 and 30, and February 7, 8, 9, and 16, 1922;

Mr. English on January 17, 18, 24 and 30, and February 9, 1922;

Mr. Garland on January 2, 9, 10, 12 and 30, and February 8, 9, 14, 15 and 16, 1922;

Mr. Herron on January 10 and 24, 1922;

Mr. Robertson on January 18, 30 and 31, and February 8 and 9, 1922;

Mr. Winters on January 30 and 31, 1922;

Which motion prevailed.

Mr. English, at this time, presented

No. 280. An Ordinance authorizing the Director of the Department of Public Works of the City of

Pittsburgh to proceed to condemn certain property of Hyman Levy, Joseph Caplan, Benjamin Lindenberg, et ux., Patrick Gallagher, Sam Marino, Louis Golding and Fannie, his wife, Blanche Herman, Elka Zeidman, Bessie Chesky, Simon Zeidman and Jacob Zeidman, and to Bessie Chesky and Simon Zeidman, Executrix and Executor of estate of Max Zeidman, Isaac Gross, Isaac Freidin, Daniel Lawton, A. H. Neaman, Jno. R. McKee and Samuel Goldberg, situate in the Third ward, for public playground purposes.

Which was read and referred to the Committee on Finance.

Mr. Robertson moved

That the minutes of the proceedings of Council, at a meeting held on February 14th, 1922, be approved.

Which motion prevailed.

And on motion of **Mr. Herron**

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, February 27th, 1922.

No. 12.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL.

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.

Monday, February 27, 1922.

Council met.

Present—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

PRESENTATIONS

Mr. Borland presented

No. 281. An Ordinance fixing the width and position of the sidewalk and roadway of Bluff street, from Magee street to the Boulevard of the Allies.

Also

No. 282. An Ordinance fixing the width and position of the sidewalks and roadway of the Boulevard of the Allies, at Steveson street.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. English presented

No. 283. Communication from B. L. Rapp, asking to be reimbursed for expenses incurred by reason of injuries received by his wife by fall-

ing on a defective boardwalk on a public thoroughfare between Fadette and Thayer street, 20th Ward, on the evening of January 30th, 1922.

Which was read and referred to the Committee on Finance.

Also

No. 284. Remonstrance against the abandonment of Engine Company No. 35, located at the corner of Tabor and Radcliffe streets, 20th Ward.

Which was read and referred to the Committee on Public Safety.

Also

No. 285. Communication from Louis Weil asking that Flora and Spack streets, North Side, be repaired.

Which was read and referred to the Committee on Public Works.

Mr. Garland presented

No. 286. Resolution authorizing and directing the Mayor to give Ellen Bond immediate possession of property known as Lot No. 68 in Highland Park View Plan, located on Bowers street, 12th Ward, and the deed for same not to be delivered until the balance of \$875.00 of the purchase money has been paid, and in case of any default in the monthly payments to be made by said Ellen Bond for a period of ninety days, all previous payments shall be forfeited and this agreement to sell shall be declared null and void.

Also

No. 287. Resolution authorizing the issuing of a warrant in favor of Wedlake-Manson Company in the sum of \$2,000.00 for new motor furnished for a Christle Front Drive Tractor, and charging same to Code Account No. 1036, Fire Apparatus Repairs, Municipal Garage and Repair Shop.

Also

No. 288. Resolution authorizing the issuing of a warrant in favor of J. M. Angle for the sum of \$30.00

refunding forfeit posted for the appearance of his wife, Laura E. Angle to answer to a charge pending against her at the North Side Police Station, due to the fact that she had taken her life, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 289. Resolution authorizing the issuing of a warrant in favor of the American Bridge Company for the sum of \$995.00 for extra work done on the contract for the Boulevard of the Allies, Viaduct No. 2, Construction and erection of the structural steel, Contract No. 8, and charging same to Appropriation No. 207, Bond Issue 1919.

Also

No. 290. Resolution authorizing and directing the City Controller to transfer the sum of \$500.00 from Code Account No. 42, Contingent Fund, to Code Account No. 90, National Guard of Pennsylvania.

Which were severally read and referred to the Committee on Finance.

Mr. Herron presented

No. 291. Communication from Alma Bartels asking for a hearing on the ordinance repealing the ordinance for the purchase of the McCready property on Larimer avenue for playground purposes.

Which was read and referred to the Committee on Finance, and hearing arranged for Wednesday, March 8th, 1922, at 2:30 o'clock, P. M.

Also

No. 292. An Ordinance appropriating and setting aside an additional sum of \$58,000.00 from Bond Fund Appropriation No. 215, "Negley Run Sewer Bonds," for the payment of the cost of completing Contract No. 5464, Mayor's Office File No. 28, entered in to March 17th, 1921 with Christ Donatelli for the construction of a relief sewer in the Negley Run Drainage Basin, for the Homewood and Brush-ton Districts.

Which was read and referred to the Committee on Finance.

Mr. Malone presented

No. 293. An Ordinance amending Line 8, Section 60, Department of Public Works, City County Building, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law December 31st, 1921.

Also

No. 294. An Ordinance amending Line 17, Section 42, Department of Public Safety, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law December 31st, 1921.

Which were read and referred to the Committee on Finance.

Also

No. 295. An Ordinance providing for the letting of a contract or contracts for the furnishing of one (1) asphalt top mixer with shaft for the Pittsburgh Asphalt Plant, Department of Public Works.

Also

No. 296. An Ordinance authorizing and directing the construction of a public sewer on Blanton street and Minnesota street, from a point about 15 feet east of Russett way to the existing sewer on Minnesota street north of Blanton street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 297. An Ordinance extending and opening Meyer street, in the 19th Ward of the City of Pittsburgh as located by Ordinance No. 44, approved May 17th, 1894, from the southerly line of James Douglass Plan to the southerly line of Albert street; and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 298. Petition of Stationary Steam Engineers employed at the Pumping Stations (Bureau of Water) asking to be paid the current union rate of wage.

Also

No. 299. Communication from A. E. Anderson, Esq., relative to the legality of Bill No. 153, An Ordinance amending the Salary Ordinance for 1922, insofar as it relates to placing stationary steam engineers in the service of the City on a current union rate basis.

Which were read and referred to the Committee on Finance.

Also

No. 300. Petition of residents and property owners for the construction of the Dallas Avenue Relief Sewer.

Also

No. 301. Petition for construction of sewers in the vicinity of Frankstown avenue and Standard avenue, 13th Ward.

Which were read and referred to the Committee on Public Works.

Also

No. 302 Remonstrance against abandonment of Engine Company No. 27 located at Lincoln avenue and Renfrew street.

Which was read and referred to the Committee on Public Safety.

Also

No. 303. Communication from students at the Allegheny Vocational School, North Side, who are disabled world war veterans, expressing their gratitude for the action taken by Council in regard to the soldiers' bonus.

Which was read, received and filed.

Also

No. 304.

My dear Mr. Martin:

I wish to acknowledge the receipt of the resolution adopted by Council upon my father's death.

They express very beautifully the affection and esteem in which he was held, and my brother and I wish to express to Council our appreciation of their sympathy.

Sincerely yours,

Anna Edna Morrow.

1040 Murray Hill avenue,

February the twenty-second.

Which was read, received and filed.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 305. Report of the Committee on Finance for February 21, 1922, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 254. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of 'Street Improvement Bonds', Bond Fund Appropriation No. 194, an additional sum of Fifty-three hundred (\$5,300.00) dollars for the payment of engineering expenses, including salaries, wages, supplies, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson

Borland

English

Garland

Herron

Malone

McArdle

Robertson

Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 264. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with the Pennsylvania Railroad for the construction of a foot bridge at South Fourth street over Carson street east and the Railroad right of way to Manor street, and providing for the provisions thereof and for the payment of same."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 240. Resolution authorizing the issuing of a warrant in favor of Charles Johnston for the sum of \$24.60, covering monies expended by him in securing evidence against persons for illegal liquor selling, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 257. Resolution authorizing the issuing of a warrant in favor of Stanley Kozakowski for the sum of \$400.00, in full settlement of any and all claims for damages on account of injuries received by being struck by city automobile, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 256. Resolution authorizing the issuing of warrants in favor of J. W. Robinson, M. D., in the amount of \$14.00, and the Mercy Hospital in the amount of \$1.50, for medical services rendered Antes L. Snyder, Special Construction Engineer of the Bureau of Engineering, who was injured January 26th, 1922, while inspecting the condition of Bigelow Boulevard wall, and charging same to Code Account No. 44-M, Compensation Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 258. Resolution authorizing the issuing of a warrant in favor of the Atlantic Land Co. in the sum of \$143.82, refunding overpaid water rent on property at 419-33 Melwood avenue, 5th Ward, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 230. Resolution authorizing the issuing of a warrant in favor of W. C. Patton for the sum of \$675.70, for damages to motorcycle with a double sidecar, which was run into by chemical motor truck attached to Engine Company No. 21, in Proctor way on August 1, 1921, and charging same to Appropriation No. 42, Contingent Fund.

In Finance Committee, February 21, 1922, Read and amended by striking out "\$675.70" and by inserting in lieu thereof "\$550.00," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution as amended in Committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 96. WHEREAS, Certain claims exist for taxes and water rents in arrears due the City of Pittsburgh, in the amounts hereinafter stated by the Church in the name as hereinafter set forth; and

WHEREAS, The Council of the City of Pittsburgh desires to accept an offer made by the present owners of the property affected in the amount of fifty (50%) per cent of the face of the claim of the City, exclusive of penalty, interest and costs; now, therefore, be it

RESOLVED, That the City Solicitor be and he is hereby directed, upon the payment of 50 per cent of the face of the claims, to satisfy the records, as hereinafter set forth, and the City Treasurer is hereby directed to accept and receipt in full for the amounts hereinafter set forth, in such cases where no lien has been filed of record: the amounts to be paid to be 50 per cent of the face of the claim, without any payment of penalty, or interest, and the costs where a lien has been filed to be paid by the City of Pittsburgh, provided that payment is made within thirty days after the passage of this resolution, such amounts so payable being as follows:

Against the A. M. E. Church, at No. 3669 January Term, 1914, \$15.83; at No. 267 April Term, 1916, \$13.23; at No. 290 April Term, 1917, \$97.89; at No. 359 April Term, 1918, \$14.62; at No. 305 January Term, 1920, \$16.22; at No. 262 January Term, 1921, \$15.25; at No. 265 January Term, 1922, \$12.76; \$15.77, taxes for the year 1920, and \$16.60, taxes for the year 1921.

Against the African M. E. Church, at No. 3676 January Term, 1914, \$223.40; at No. 274 April Term, 1916, \$242.19; at No. 295 April Term, 1917,

\$148.59; at No. 360 April Term, 1918, \$255.72; at No. 306 January Term, 1920, \$273.79; at No. 263 January Term, 1921 \$258.99; at No. 266 January Term, 1922, \$195.10; \$196.81, taxes for the year 1919; \$238.17, taxes for the year 1920, and \$250.70, taxes for the year 1921.

Against the Bethel A. M. E. Church, at No. 108 January Term, 1920, \$57.74; at No. 93, January Term, 1921, \$56.32; \$70.83, taxes for the year 1920, and \$73.65, taxes for the year 1921.

Against the African M. E. Church, at No. 124 April Term, 1918, \$28.28; at No. 107 January Term, 1920, \$31.16; \$34.68, taxes for the year 1919, at No. 92 January term, 1921, \$29.46; \$27.74, taxes for the year 1920, and \$42.45, taxes for the year 1921.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. Garland arose and said

"Mr. President and Gentlemen:—I object to the passage of this resolution for the following reasons: My opinion is that Council has no legal right to exonerate taxes on property not used for actual church purposes. An exoneration of this kind may be considered as a gift by the City, such gift being illegal and discriminatory, and beyond the power of Council to make."

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson
Borland
English
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Noes—Mr. Garland.

Ayes—8.

Noes—1.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 255. An Ordinance entitled, "An Ordinance repealing an ordinance entitled, 'An Ordinance authorizing the Director of the Depart-

ment of Public Works of the City of Pittsburgh to proceed to condemn the property of the James M. McCready Estate, situate in the Twelfth ward," approved the 20th day of June, 1921, and recorded in Ordinance Book, Volume 32, Page 439."

Which was read.

Mr. Garland moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also, with a negative recommendation,

Bill No. 144. Resolution authorizing the issuing of a warrant in favor of Mike Nyulaski and Katie Nyulaski, his wife, in the sum of \$500.00, in payment of damages to their property caused by the grading and widening of Alexis street, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Mr. Malone presented

No. 306. Report of the Committee on Public Works for February 21st, 1922, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 260. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Bellaire avenue, from Wedgemere street to Pioneer avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 261. An Ordinance entitled, "An Ordinance authorizing the regrading, repaving, recurbng and otherwise improving of Binler street, from Frankstown avenue to property line distant about sixty-three (63') feet south of Broad street, as affected by the improvement of Broad street, and setting aside the sum of Thirty-five hundred (\$3,500.00) dollars from the proceeds of Bond Fund appropriation No. 232, 'Broad Street Improvement Bonds,' for the payment of the cost thereof."

Which was read.

Mr. **Malone** moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. **Borland** presented

No. 307. Report of the Committee on Public Service and Surveys for February 21, 1922, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 245. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway and establishing the grade of Annetta street, from Paulson avenue to Helen street."

Which was read.

Mr. **Borland** moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 246. An Ordinance entitled, "An Ordinance establishing the grade of Burton way, from Camp street to Lyon street."

Which was read.

Mr. **Borland** moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 247. An Ordinance entitled, "An Ordinance establishing the grade on Gallion avenue, from Pioneer avenue to Glenarm avenue."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 248. An Ordinance entitled, "An Ordinance establishing the grade of Ned way, from Lelia street to a point 460.70 feet south to a property line."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 249. An Ordinance entitled, "An Ordinance establishing the grade on Roy street, from South Lang avenue to Roy way."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 250. An Ordinance entitled, "An Ordinance designating Roy way as the name of an Unnamed 20 foot way in the 14th Ward of the City of Pittsburgh, as shown in T. M. Dickie's Plan of Lots, from Roy street to Willard street, and establishing the grade thereof."

Which was read.
Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 251. An Ordinance entitled, "An Ordinance establishing the grade on Lois way, from Termon avenue to Cornell avenue."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Robertson presented

No. 308. Report of the Committee on Filtration and Water for February 23rd 1922, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 229. Resolution authorizing the issuing of a warrant in favor of the Ludlow Valve Manufacturing Company in the sum of \$4,192.40, or so much of the same as may be necessary, for the furnishing of gate valves, fire hydrants and parts for the Meter Division of the Bureau of Water, the same to be chargeable to and payable from the following Code Accounts:

C. A. 203-C	\$3,494.60
C. A. 1764	\$ 697.80

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS.

Mr. English presented

No. 309. RESOLVED, That Council hereby requests the Mayor and the Director of the Department of Public Safety not to close any of the engine houses recommended to be closed by the said Department of Public Safety until the people in the districts affected have had ample opportunity to be heard and until Council is advised by the City Solicitor whether it has any jurisdiction in the matter.

Which was read.

Mr. English moved

The adoption of the resolution.
Which motion prevailed.

Mr. Robertson moved

That the Minutes of the proceedings of Council at a meeting held on Monday, February 20th, 1922, be approved.

Which motion prevailed.

And on motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, March 6th, 1922.

No. 13

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,
Monday, March 6, 1922.

Council met.

Present—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Absent—Mr. Borland.

PRESENTATIONS

Mr. Garland presented

No. 310. An Ordinance providing for the letting of a contract or contracts for the furnishing of one (1) motor for Christie Front Drive Tractor, for the Municipal Garage & Repair Shop (Fire Apparatus).

Also

No. 311. Resolution authorizing the issuing of a warrant in favor of Stewart A. Davis in the sum of \$74.09, refunding overpaid city taxes on property located at 5761 Bartlett street for the year 1921, and charging same to Appropriation No. 41, Refunds of City Taxes and Water Rents.

Also

No. 312. Resolution authorizing and directing the Mayor to execute and deliver a deed to William J. Connolly for lot 60 x 60 located on an Unnamed 25-foot road, 27th Ward, for the sum of \$300.00.

Also

No. 313. Resolution authorizing and directing the Mayor to execute and deliver a deed to Louis Galowich for Lot 44 located on Barrie street, 26th, Ward, for the sum of \$100.00.

Also

No. 314. Resolution authorizing and directing the Mayor to execute and deliver a deed to Blain McKee for lot located on the west side of Collins avenue, 11th Ward, for the sum of \$1,409.90.

Which were severally read and referred to the Committee on Finance.

Also

No. 315. An Ordinance amending a portion of Section 7 "Special Requirements for Class A Elevators," of an ordinance entitled, "An Ordinance regulating the construction, arrangement, alteration, repair, equipment and operation of elevators in the City of Pittsburgh; providing for the remedying of dangerous and unsafe conditions in and about elevators, etc." approved June 9, 1917.

Which was read and referred to the Committee on Public Safety.

Mr. Malone presented

No. 316. Resolution approving the payment of \$40.00 to Frank Manella for extra work on the contract for the construction of a public sewer on Drake way and Wellesley avenue, from a point about 70 feet north of Springer way to the existing sewer on Wellesley avenue at Highview street, and authorizing and directing the City Controller to charge same as part of the cost of said improvement.

Which was read and referred to Committee on Public Works.

Also

No. 317. Resolution authorizing and directing the City Controller to credit Booth & Flinn, Ltd., on the final estimate on the contract for the grading, regrading, paving, repaving and otherwise improving of Second avenue, from Liberty avenue to Grant street when and as issued, with interest at the rate of six (6%) per cent per annum on the amount of \$111,256.-27, being unpaid balance due them for the work completed to date of August 15, 1921, said interest to accrue from date of August 15, 1921.

Which was read and referred to the Committee on Finance.

Mr. English presented

No. 318. Resolution authorizing the issuing of a warrant in favor of Mrs. Shriver Stewart, widow of Police Commissioner Shriver Stewart, in the sum of \$3,000.00, because of the death of her husband who died from gun shot wounds received while in the performance of his duty, and charging same to Code Account No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

Mr. McArdle presented

No. 319. An Ordinance providing for the letting of a contract or contracts for the repairing of the electric wiring in the Administration, Male and Female Home, and Female Hospital Buildings at Mayview, Pa., and authorizing the setting aside of Two thousand (\$2,000.00) dollars from Code Account No. 1328, Special Repairs, Pittsburgh City Home and Hospital, for the payment of the cost thereof.

Which was read and referred to the Committee on Charities and Correction.

Mr. Robertson presented

No. 320. Resolution authorizing the issuing of a warrant in favor of the M. O'Herron Company for the sum of \$18,185.00 for extra work done on the contract for improving the Bigelow boulevard between Tunnel street and Craig street, and charging same to Contract No. 943, on file in the City Controller's Office.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 321. An Ordinance repealing Ordinance No. 420, entitled, "An Ordinance to effect and establish daylight saving in the City of Pittsburgh during the months of May, June, July, August and September of each and every year, and requiring all clocks and timepieces within the limits of the city to be advanced one (1) hour at two o'clock Ante Meridian from the last Sunday in April of each year, and to be so kept advanced until two o'clock Ante Meridian of the last Sunday in September, when they are to be retarded, or turned back, one (1) hour, and fixing standard time for the City of Pittsburgh," approved December 29, 1919.

Also

No. 322. Resolution authorizing the issuing of a warrant in favor of W. H. Heselbarth & Sons, Agents for Ida B. Kennel, in the sum of \$85.92, refunding overpaid city taxes on property located in the Twentieth Ward, and charging same to Appropriation No. 41, Refunds on Taxes and Water Rents.

Also

No. 323. Communication from Lee C. Beatty, Esq., asking that the Trustees of the Bakewell building be reimbursed for expenses incurred in remodeling said building by reason of the widening of Diamond street.

Also

No. 324. Communication from the County Commissioners transmitting copy of proposed Act to be presented to Congress authorizing the Secretary of War to sell to the City or the County a whole or part of the Arsenal Property as an approach to the Fortieth Street Bridge.

Which were severally read and referred to the Committee on Finance.

Also

No. 325. Communication from William A. Brown asking that the Crucible Street Bridge be repaired.

Which was read and referred to the Committee on Public Works.

Also

No. 326. Communication from A. H. Wood asking that the grade of Shiras avenue, 19th Ward, be re-established.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 327. Resolution adopted by Avonworth Post No. 78, American Legion Auxilliary, Avalon, Pa., expressing its appreciation of the stand taken by Council in regard to the soldier bonus.

Which was read and, on motion of Mr. McArdle, received and filed.

Also

No. 328. Petition for the paving of an unnamed way between Oneida street and Plymouth street.

Which was read and referred to the Committee on Public Works.

Mr. Herron presented

No. 329. Resolution authorizing the issuing of a warrant in favor of Joseph Wallace for the sum of \$205.61, for the purpose of enabling him to make payment of County taxes on property located at the corner of South Wheeler street and Frankstown avenue which he purchased at auction sale from the City of Pittsburgh, and charging same to Appropriation No. 41. Refunds on taxes and Water Rents.

Which was read and referred to the Committee on Finance.

Mr. Garland presented

No. 330. Communication from Greater Pittsburgh Baseball Association asking that the Daylight Saving ordinance continue in operation.

Which was read and, on motion of Mr. Garland, received and filed.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 331. Report of the Committee on Finance for March 4, 1922, transmitting sundry payers to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 292. An Ordinance appropriating and setting aside an additional sum of \$58,000.00 from Bond Fund Appropriation No. 215, 'Negley Run Sewer Bonds,' for the payment of the cost of completing contract No. 5464, Mayor's Office File No. 28, entered into March 17th, 1921, with Christ Donatelli for the construction of a relief sewer in the Negley Run Drainage Basin, for the Homewood and Brushton Districts."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 289. Resolution authorizing the issuing of a warrant in favor of the American Bridge Company for the sum of \$955.00, for extra work done on contract for the Boulevard of the Allies, Viaduct No. 2, Construction and Erection of the Structural Steel—Contract No. 8, and charging the same to No. 207. Bond Issue 1919.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 288. Resolution authorizing the issuing of a warrant in favor of J. M. Angle for the sum of \$30.00, refunding forfeit posted with North Side Police Magistrate for the appearance of his wife, Laura E. Angle, who ended her life by suicide and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 165. Resolution authorizing and directing the City Controller to set aside from Code Account No. 42, Contingent Fund, a sum not to exceed \$1,500.00, to defray the expenses of a National Encampment of the Army and Navy Union, to be held in Pittsburgh during the first week of September, 1922, and authorizing the issuing of warrants in payment of said expenses upon payrolls approved by the Committee on Finance.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 290. Resolution authorizing and directing the City Controller and transfer the sum of \$500.00 from Code Account No. 42, Contingent Fund, to Code Account No. 90, National Guards of Pennsylvania.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with a negative recommendation,

Bill No. 286. Resolution authorizing and directing the Mayor to give Ellen Bond immediate possession of premises known as lot No. 68 in Highland Park View Plan, on Bowers street, 12th Ward, no deed to be delivered until the balance of \$875.00 is paid, and providing in case of default in the monthly payments to be made by said Ellen Bond for a period of ninety days, all previous payment shall be forfeited and the agreement to sell as provided in Resolution No. 561, Series 1921, shall be declared null and void.

Which was read.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Mr. Malone presented

No. 332. Report of the Committee on Public Works for February 28th, 1922, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 295. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of One (1) Asphalt Top Mixer with shaft for the Pittsburgh Asphalt Plant, Department of Public Works."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 296. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Blanton street and Minnesota street, from a point about 15 feet east of Russett way to the existing sewer on Minnesota street north of Blanton street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Garland, at this time, presented

No. 333. An Ordinance granting unto the Eighth Ward Honor Roll Association, permission to erect a Memorial in Friendship Park to residents of that ward who served the United States of America in the World War.

Which was read and referred to the Committee on Parks and Libraries.

MOTIONS AND RESOLUTIONS

Mr. Garland moved

That the Minutes of the proceedings of Council at a meeting held Monday, February 27th, 1922, be approved.

Which motion prevailed.

And on motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol LVI.

Monday, March 13th, 1922.

No. 14

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, March 13, 1922.

Council met.

Present—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)

Absent—Mr. Herron.

PRESENTATIONS.

Mr. Anderson presented

No. 331. An Ordinance granting unto Spear and Company, its successors and assigns, the right to construct, maintain and use a switch track on and across Duquesne way and City Wharf Property, located approximately 99' west of Garrison way connecting with the Cleveland & Pittsburgh Railroad (operated by the Pennsylvania Railroad), track on City Wharf Property, Second Ward, Pittsburgh, Pa.

Also

No. 335. An Ordinance granting unto Spear and Company, its successors and assigns, the right to construct, maintain and use a switch track on and across Duquesne way and City Wharf property, located approximately 99' west of Garrison way

connected with the Pittsburgh Junction Railroad (operated by Baltimore and Ohio Railroad), track on City Wharf property, Second Ward, Pittsburgh, Pa.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 336. Resolution authorizing the issuing of a warrant in favor of the Animal Rescue League of Pittsburgh for the sum of \$1,096.98 covering work done during the month of February, 1922, and charging same to Code Account No. 1460, Item B, Miscellaneous Services, Dog Pound, Bureau of Police.

Which was read and referred to the Committee on Public Safety.

Also

No. 337.

DEPARTMENT OF LAW

Pittsburgh, February 27, 1922.

To the Honorable Council of
the City of Pittsburgh.

Gentlemen:

We are in receipt of your communication asking for an opinion and report "as to whether the Council has any jurisdiction in regard to the abandoning of engine houses, or if the Mayor and the Director of the Department of Public Safety have power to abandon fire engine houses, notwithstanding the protest of Council; in other words, whether this is an executive or legislative function."

Under the Act of June 20, 1901, P. L. 586, Section 1, it is provided:

"The care, management, administration and supervision of the police force, and all matters relating to the public health, to the fire and police force, fire alarm, telegraph, direction of fire escapes, * * *

and the construction, protection and repair of buildings erected for police and fire purposes, shall be in charge of this department (the Department of Public Safety."

All fire apparatus purchased is apparatus belonging generally to the City of Pittsburgh and in charge of the Director of this Department, and the men employed are employed generally and are under the control and direction of the Director. There is nothing to prevent the Director of the Department from transferring men from one engine house to another, or from transferring apparatus from one place to another, when in his judgment it is desirable so to do. If in his judgment efficiency can be secured and at the same time the Department conducted more economically by either consolidating two fire engine houses, or by abandoning one and relying upon another engine house to take care of the fire protection in the community from which the engine company is removed, the matter is one entirely for executive discretion and in no sense a legislative matter.

Respectfully yours,

Richard W. Martin
City Solicitor.

In Committee on Public Safety, February 28, 1922, Read and ordered introduced in Council, to be printed in full in the minutes of Council.

Which was read.

Mr. Anderson moved

That the communication be received and filed.

Which motion prevailed.

Mr. Borland presented

No. 338. An Ordinance fixing the width and position of the roadway and sidewalks, providing for slopes and parking and establishing the grade of Allison street, from Haverhill street to McKee street.

Also

No. 339. An Ordinance fixing the width and position of sidewalks and roadway and establishing the grade of Elrod way, from the southwesterly line of the "Lincoln Terrace Plan of Lots" to the Northeasterly line of the "Arlington Place Plan of Lots".

Also

No. 340. An Ordinance fixing the width and position of sidewalks and roadway, providing for slopes and parking, and establishing the grade of Fargo street, from Allison street to Inglenook place.

Also

No. 341. An Ordinance establishing the grade of Inglenook place, from Sickles street to Fargo street.

Also

No. 342. An Ordinance fixing the width and position of sidewalks and roadway, providing for slopes and parking, and establishing the grade of Sickles street, from Allison street to McKee street.

Also

No. 343. An Ordinance re-establishing the grade of Malvern avenue, from Plainfield street to the southerly line of Murdoch Farms Plan of Lots.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. English presented

No. 344. Strahley Farm Plan of Lots in the 20th Ward, laid out by Richard Hoerster and Jennie Strahley Hoerster, his wife, and the dedication of Strahley Place shown thereon.

Also

No. 345. An Ordinance approving the Strahley Farm Plan of Lots in the 20th Ward of the City of Pittsburgh, laid out by Richard Hoerster and Jennie Strahley Hoerster, his wife, accepting the dedication of Strahley Place as shown thereon, for public use for highway purposes, opening and naming the same and establishing the grade thereon.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 346. Report of the Department of Public Health relative to the removal of garbage and rubbish for the month of February 1921 and the month of February 1922.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 347. Petition of Marlon W. Hall and Clara Hall, his wife, for the passage of legislation authorizing the Mayor to execute and deliver a deed to them for Lot 193 in the "North Wilkinsburg Sub-Division" Plan of lots situate on the southerly side of Nimick street, upon the payment of \$102.23.

Also

No. 348. Resolution authorizing and directing the Mayor to make, execute and deliver a deed to Marion

W. Hall and Clara Hall, his wife, to property known as Lot 193 in the "North Wilksburg Sub-division" Plan of Lots", situate on the southerly side of Nimick street, upon the payment of \$102.23.

Also

No. 349. Resolution authorizing the issuing of a warrant in favor of J. P. Clancey, District Commissioner in the Bureau of Police, for the sum of \$19.45 covering expenses incurred in securing evidence against violators of the law for illegal liquor selling, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 350. Whereas, the below named parties having, by the Department of Public Works, been issued street opening permits during the year 1919 to 1922, inclusive, which permits were duly paid for and for various reasons not used, no street opening having been made. NOW, THEREFORE, BE IT

RESOLVED: That the Mayor and the City Controller be and are hereby authorized and directed to issue and countersign warrants to the following parties for the amount set opposite each name, and the total amount, or \$475.00 be charged to Appropriation No. 42, Contingent Fund.

Equitable Gas Co	\$18.00
Ally. Htg. Co.	7.00
J. Glasspool	11.00
S. M. Dick	28.00
Thomas Flannigan	3.50
McConnell Plbg. Co.	3.50
Buerkle Plbg. Co.	17.50
Thomas Brown Co.	14.00
Hendler & Lang	10.50
W. L. Gray	14.00
W. N. Sauer Plbg. Co.	11.00
R. J. McMeekin	11.00
J. F. Driscoll	10.50
C. A. Fisher	11.00
A. J. Freund	4.00
H. A. Knauff	3.50
Anton Hartman	4.00
McFadden & Craig Co.	21.50
Moss & Blakley	7.00
A. H. Rinne	3.50
Stinson & Kennedy	7.00
Barr Bros.	7.00
A. J. Deer Co.	10.50
Raehn & Co.	2.50
G. W. McKay	10.50

John J. Gordon	7.00
J. Toner Barr	14.00
Bell Tele. Co.	44.00
Peoples Gas Co.	4.00
Mfgs. L. & H. Co.	28.50
Duquesne Light Co	17.50
Pgh. Railways Co.	14.00
Baldauf & Reubel	10.50
T. W. Hutchinson	10.50
Knoxville Plbg. Co.	3.50
Wm. Lafferty Co.	10.50
Mfg. Dist. Co.	14.50
W. D. Klemm	10.50
Edw. Murphy	2.50
Sam Tolly	11.00
F. J. Hanley	10.50
Deely & Holt	10.50

Total.....\$475.00

Also

No. 351. Resolution authorizing and directing the City Controller to transfer \$26,000.00 from the fund heretofore set apart and appropriated by the terms of Ordinance No. 405, Series 1921, approved September 2, 1921, from "Boulevard of the Allies Improvement Bonds," Bond Fund Appropriation No. 207, and to credit same for the payment of the final estimate for the completion of Contract No. 5662, Mayor's Office File No. 289, entered into with the Dravo Contracting Company for the construction of ramp and foundations for Viaduct No. 1, Boulevard of the Allies, and authorizing the Mayor and the City Controller respectively to issue and countersign warrants drawn on said fund for the payment of the cost of completing said contract.

Also

No. 352. Resolution authorizing and directing the Mayor to execute and deliver a deed to E. L. Kirby for Lot No. 54 in Robert Henderson Heirs Plan located on Warren street, 25th Ward, for the sum of \$150.00.

Also

No. 353. Resolution repealing Resolution authorizing the Mayor, for the consideration of \$3,825.43 and all City taxes due up to that date, to execute and deliver a deed to Robert J. Coyle, Jr., for Lot No. 27 in Schenley Heights Plan of Lots, said resolution approved December 31, 1920, and recorded in Resolution Book, Vol. 5, Page 274.

Also

No. 354. Resolution authorizing the Mayor to execute and deliver a deed to Robert J. Coyle, Jr., for Lot No. 27 corner of Phillips avenue and Wightman street, upon the payment of \$3,896.80; said deed to express therein that it is subject to a first mortgage of the estate of J. H. McKelvey in the sum of \$3,600.00.

Also

No. 355. Communication from the Tranter Mfg. Company protesting against the repeal of the Daylight Saving Ordinance.

Also

No. 356. Communication from the Homewood-Brushton Board of Trade protesting against the repeal of the Daylight Saving Ordinance.

Also

No. 357. Communication from the A. M. Byers Company protesting against the repeal of the Daylight Saving Ordinance.

Also

No. 358. Communication from Clerks of the Pennsylvania Company employed in the offices in the Union Arcade protesting against the repeal of the Daylight Saving Ordinance.

Also

No. 359. Communication from F. J. McKnight, principal of the Beltzhoover and Bon Air Schools, protesting against the repeal of the Daylight Saving Ordinance.

Also

No. 360. Communication from the Miller Saw-Trimmed Company protesting against the repeal of the Daylight Saving Ordinance.

Also

No. 361. Communication from Eiler Lumber & Mill Company protesting against the repeal of the Daylight Saving Ordinance.

Also

No. 362. Communication from the Equitable Meter Company protesting against the repeal of the Daylight Saving Ordinance.

Also

No. 363. Communication from the H. L. Dixon Company protesting against the repeal of the Daylight Saving Ordinance.

Also

No. 364. Communication from the W. N. Kratzer Company protesting against the repeal of the Daylight Saving Ordinance.

Also

No. 365. Communication from the Pittsburgh Meter Company protesting against the repeal of the Daylight Saving Ordinance.

Also

No. 366. Communication from Chris Spring protesting against the repeal of the Daylight Saving Ordinance.

Also

No. 367. Communication from J. J. Street asking for the repeal of the Daylight Saving Ordinance.

Also

No. 368. Communication from the Rosslyn Farms Country Club protesting against the repeal of the Daylight Saving Ordinance.

Also

No. 369. Communication from the American Spiral Spring & Manufacturing Company protesting against the repeal of the Daylight Saving Ordinance.

Also

No. 370. Communication from W. R. Dunlap, Colonel, 176th Field Artillery, (formerly 18th Infantry), asking that an additional appropriation of \$250.00 be made for the National Guard units in Pittsburgh.

Which were severally read and referred to the Committee on Finance.

Mr. Malone presented

No. 371. An Ordinance authorizing and directing the construction of a public sewer on Tesla street, Loretta street, McCaslin street, Greenfield avenue and private property of Frank McCann, from a point about 15 feet north of Montclair street to the existing 48 inch brick sewer on Greenfield avenue, east of Wheatland street, with branch sewers on Deely street, Durrell road, Beehner road, Millington road, Melbourne street, and on the north sidewalk of Loretta street, the south sidewalk of Greenfield avenue and the east sidewalk of Frank street, and providing that the costs, damages and expenses of same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 372. An Ordinance re-establishing the grade on Musk way, from Carson Street West to Riverside avenue.

Also

No. 373. An Ordinance establishing the grade on Riverside from Musk way to South Main street

Also

No. 374. An Ordinance establishing the grade on Oakridge avenue, from Woodbourne avenue to Chelton avenue.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 375. Resolution authorizing the issuing of a warrant in favor of Fred Hering in the sum of \$575.00, as payment in full for the work performed by him and the estimates furnished in the widening of Taylor avenue and the reconstruction of the bridges on North avenue and Irwin avenue, and for the estimating of the sound value and the costs of remodeling buildings on the street paralleling the Baltimore and Ohio Railroad from Greenfield avenue to Hazelwood avenue, as proposed for the eliminating of the grade crossings, and charging same to Code Account No.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 376. List of persons and organizations in favor of the repeal of the Daylight Saving Ordinance.

Also

No. 377. Communication from Mrs. Lydia S. Ellwood offering to sell property in the Larimer avenue district, the Bryn Mawr buildings and premises, for playgrounds.

Also

No. 378. Communication from Harry Klemman, Secretary of Wyllie Avenue Board of Trade, asking Council to take immediate steps to develop a playground adjacent to the Franklin school.

Also

No. 379. Communication from the Spring Hill Board of Trade asking that the City provide a playground in the Spring Hill District.

Also

No. 380. Communication from Benjamin Lencher, attorney for Thos. Callig, offering property located on Cliff street, Third Ward, for a swimming pool site.

Also

No. 381. Communication from Rev. Henry Fox submitting offer of Kirk Q. Bigham for the sale of property on Shaler street, 19th Ward, for playground purposes, at a price of \$7,500.00.

Also

No. 382. Communication from A. E. Nieman, Vice-President of the Citizens National Bank of Pittsburgh, offering to sell to the City of Pittsburgh, property in the 25th Ward, known as the Fineview Playground, for \$8,000.00.

Also

No. 383. Communication from Mrs. Edna M. Haddock submitting offer of Mrs. C. G. Ellwood for the sale of property known as the Bryn Mawr Auditorium, Larimer avenue, 12th Ward, for playground purposes, at a price of \$70,000.00.

Also

No. 384. Communication from W. J. McElligott, Secretary of the Homewood-Brushton Board of Trade, relative to completion of Kelly Street Sewer.

Also

No. 385. Resolution authorizing the issuing of a warrant in favor of L. L. Murray for \$500.00, being in full payment for all claims for damages by reason of an accident that occurred to Donald C. Murray, a son of L. L. Murray, who had his arm broken on July 7, 1921, at the Sheraden Playgrounds, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 386. Communication from the M. O'Herron Company submitting an answer to the Department of Public Works relative to the reconstruction of a portion of the retaining wall on Bigelow Boulevard.

Which were severally read and referred to the Committee on Finance.

Also

No. 387. Resolution approving the lease for that certain property abutting on Bingham street and known as Numbers 612 and 614 Bingham street, in the 17th Ward, made by George A. Jones, Agent for Magdalena Rahe to the City of Pittsburgh for a term of one year beginning May 1st, 1922, at an annual rental of \$1,500.00, payable monthly at the rate of \$125.00 per month; said rental for the cur-

rent year to be made from Appropriation No. 1613, Miscellaneous Services, Stables and Yards, Bureau of Highways and Sewers.

Also

No. 388. Resolution approving the lease for that certain yard about 72 feet frontage by 50 feet in depth, situate on Bingham street between South Sixth and South Seventh streets, in the 17th Ward, made by George A. Jones, Agent for Magdalena Rahe, to the City of Pittsburgh for a term of one year beginning May 1st, 1922, at an annual rental of \$1,500.00, payable monthly at the rate of \$125.00; said rental for the current year to be made from Appropriation No. 1613, Miscellaneous Services, Stables and Yards, Bureau of Highways and Sewers.

Which were read and referred to the Committee on Public Works.

Also

No. 389. Communication from W. D. Grimes, Attorney for Bernard Gloekler Company, relative to improvements at Penn avenue and Sixteenth street.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 390. Communication from R. L. Munce, representing several Dairy and Agricultural Associations, thanking Council for courteous treatment accorded them at hearing on Daylight Saving on Friday evening, March 10th, 1922.

Which was read, received and filed.

Mr. McArdle presented

No. 391. An Ordinance re-establishing the grade on Glenarm avenue, from Bellaire avenue to a point distant 139.62 feet eastwardly from the easterly curb line of Ross-nore avenue.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 392.

City of Pittsburgh, Penna.,

March 13th, 1922.

To the Council of the
City of Pittsburgh:

I return Bill No. 165, without executive approval. This bill appropriates the sum of \$1,500.00 to defray the expenses of a National Encampment of the Army and Navy Union, to

be held in Pittsburgh during the first week of September, 1922. The communication from one of the officers of Fort Pitt Garrison No. 91, of the Army and Navy Union, recites the fact that the appropriation desired will be expended for the rental of a convention hall and for the moderate entertainment of the delegates attending. The same communication contains the information that the total membership of the organization throughout the United States is twenty thousand and that the local membership is two hundred forty-six.

My objection to the bill is its illegality. In *Stegmaier v. Goerringer* 218, Pa. 449, the Supreme Court hold: "The custom of commemorating important military and civil events is as old as mankind, and at common law, the right of municipalities to make appropriations out of public funds for the proper observance of such occasions was recognized for centuries. There is no reason why a municipality, unless restricted by statute, should not be permitted to make a reasonable appropriation in order to fully commemorate public events in which all the citizens thereof are or should be interested." I respectfully submit to you that this is not the commemoration of any public event, so far as the resolution recites, or if in fact, although not so stated, there should be some public event worthy of commemoration, the number of our citizens or the citizens of the United States belonging to this organization is not sufficient to give this affair the general character and nature contemplated by the court in the above opinion. There would be a very great difference to my mind in, for instance, the celebration of Armistice Day by all the veterans of the world war and a convention, such as this, of representatives of only twenty thousand soldiers of whom but two hundred forty-six were residents of this community.

Furthermore, as to the form of the expenditure, the ordinance appropriates a lump sum, whereas the language of the opinion above mentioned specifically stated: "In the exercise of this power the rule should be observed that money appropriated for these purposes should be expended under the supervision and direction of the proper officer or department of the city government and that bills should be presented, vouchers filed and the accounts audited in the same manner as is provided by law for the expenditure of other public funds."

The bill is illegal and void both in principle and as to form.

Respectfully submitted

W. A. Magee,

Mayor.

Which was read.

Also

Bill No. 165. Resolution authorizing and directing the City Controller to set aside from Code Account No. 42, Contingent Fund, a sum not to exceed \$1,500.00 to defray the expenses of a National Encampment of the Army and Navy Union, to be held in Pittsburgh during the first week of September, 1922, and authorizing the issuing of warrants in payment of said expenses, upon payrolls approved by the Committee on Finance. In Council, March 6th, 1922, Rule suspended, read three times and finally passed by a two-thirds vote.

Which was read.

Mr. Anderson moved

That the communication and resolution be laid over for one week, and a copy of the communication be furnished to each member of Council.

Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 393. Report of the Committee on Finance for March 7th, 1922, transmitting an ordinance and several resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 310. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of One (1) Motor for Christie Front Drive Tractor for the Municipal Garage & Repair Shop (Fire Apparatus)."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 317. Resolution authorizing and directing the City Controller to credit Booth & Flinn, Ltd., on the final estimate for the grading, regrading, paving, repaving and otherwise improving Second avenue, from Liberty avenue to Grant street when and as issued, with interest at the rate of 6% per annum on the amount of \$111,256.27, same being the unpaid balance due them for the work completed to date of August 15th, 1921, said interest to accrue from date of August 15th, 1921.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 322. Resolution authorizing the issuing of a warrant in favor of W. H. Heselbarth & Sons, Agents for Ida B. Kennel, in the sum of \$85.92, refunding taxes paid in error, and charging the same to Appropriation No. 41, Refunds on Taxes and Water Rents.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 329. Resolution authorizing the issuing of a warrant in favor of Joseph Wallace for the sum of \$205.61, refunding county taxes paid by him on property purchased from the City in the 14th Ward, and charging the same to Appropriation No. 41, Refunds on Taxes and Water Rents.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 208. Resolution authorizing and directing the execution and delivery of a deed to August Kopp and Catherine Kopp for lots Nos. 31 and 32 in Wm. Stewart's Plan on Venture street, for the sum of \$500.00.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 394. Report of the Committee on Public Works for March 7, 1922, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 316. Resolution approving the payment of extras amounting to \$40.00 in contract with Frank Manella for the construction of a public sewer on Drake way and Wellesley avenue, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Borland presented

No. 395. Report of the Committee on Public Service and Surveys for March 7th, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 120. An Ordinance entitled, "An Ordinance re-establishing the grade on Geneva street, from 44th street to 45th street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes--Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)

Ayes--8.

Noes--None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Robertson presented

No. 396. Report of the Committee on Parks and Libraries for March 7th, 1921, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 333. An Ordinance entitled, "An Ordinance granting unto the Eighth Ward Honor Roll Association permission to erect a memorial in Friendship Park to residents of that Ward who served the United States of America in the World War."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes--Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)

Ayes--8.

Noes--None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 397. Report of the Committee on Charities and Correction for March 7, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 319. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the repairing of the Electric Wiring in the Administration, Male and Female Home, and Female Hospital Buildings at Mayview, Pa., and authorizing the setting aside of Two thousand (\$2,000.00) dollars from Code Account 1328, Special Repairs, Pittsburgh City Home and Hospital, for the payment of the cost thereof."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Garland at this time presented

No. 398. List of Persons, Firms and Corporations in favor of the Ordinance in effect in the City of Pittsburgh relating to Daylight Saving.

Which was read and referred to the Committee on Finance.

MOTIONS AND RESOLUTIONS

Mr. Garland moved

That the Minutes of the proceedings of Council at a meeting held Monday, March 6th, 1922, be approved.

Which motion prevailed.

And on motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI

Monday March 20th, 1922.

No. 15

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, March 20, 1922.

Present—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

PRESENTATIONS.

Mr. Borland presented

No. 399. An Ordinance locating Armory place in the 7th Ward of the City of Pittsburgh, from Shady avenue to Emerson street.

Also

No. 400. An Ordinance fixing the width and position of the westerly sidewalk and re-establishing the grade of Chestnut street, from East Ohio street to Lockhart street.

Also

No. 401. An Ordinance establishing the grade on Freedom avenue, from Merrick avenue to Woodbourne avenue.

Also

No. 402. An Ordinance establishing the grade on Peru way, from Roberts street to Arthur street.

Also

No. 403. An Ordinance vacating a portion of land acquired for public park purposes in the 4th Ward of the City of Pittsburgh, fronting or abutting on the westerly line of Coltart avenue between points 80.29 feet and 80.98 feet southeastwardly from the northerly line of Emily street produced.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. English presented

No. 404. Communication from C. F. Hunter asking that the City improve the McGonnegle Hill Ball Grounds, 20th Ward.

Which was read and referred to the Committee on Finance.

Also

No. 405. Communications from the H. J. Heinz Company, W. N. Kratzer Company, Miller Saw-Trimmer Company, The Montifore Hospital Association, Pittsburgh Meter Company, South Side Hospital, Tranter Manufacturing Company and The Western Pennsylvania Hospital, favoring the Daylight Saving Ordinance.

Also

No. 406. Communications from Brotherhood of Locomotive Firemen and Enginemen, Glenwood Lodge, No. 318, Eye and Ear Hospital, E. Harrison, The Pittsburgh Hospital, Mercy Hospital, Passavant Hospital, St. Joseph's Hospital, Suburban General Hospital, Western Pennsylvania Institution for the Instruction of the Deaf and Dumb, and H. B. Johnston, 515 Front street, Brownsville, Pa., protesting against the continuation of daylight saving.

Which were read, received and filed.

Also

No. 407. Communication from James J. Brennan asking that Vilsack

street, 10th Ward, be relocated from Duffield street to Chislett street.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 408. An Ordinance granting unto the Memorial Association of the Sixteenth Military Zone permission to erect a memorial in West End Park to residents of the Sixteenth Military Zone who served the United States of America in the World War.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Garland presented

No. 409. An Ordinance appropriating and setting aside from the proceeds of "Park Roadway Improvement Bonds" Bond Fund Appropriation No. 199, the sum of Twenty-four hundred (\$2,400.00) dollars for the payment of expenses, including wages and supplies incurred by the Bureau of Parks for planting trees and shrubbery, furnishing and placing top soil, and landscaping Schenley Park Entrance at Forbes Street.

Also

No. 410. Resolution authorizing the issuing of warrants in favor of the following for repairing and adjusting typewriters in the Department of Law and the Division of Municipal Improvements:

		Approp. No.
American Typewriter Inspection Co.	\$ 1.00	1076
Standard Typewriter Company	2.00	1076
Underwood Typewriter Company	16.00	1076
Underwood Typewriter Company	7.50	1083

Also

No. 411. Resolution authorizing the issuing of a warrant in favor of J. D. Littell, for the sum of \$3,095.30 for extra work on the contract for the construction of a swimming pool in Troy Hill Basin Playgrounds, and charging same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Also

No. 412. Resolution authorizing and directing the City Controller to transfer the sum of \$2,500.00 from Code Account No. 1048, Salaries, Transit Commission, to Code Account No. 90, National Guard of Pennsylvania.

Which were severally read and referred to the Committee on Finance.

Also

No. 413. An Ordinance giving to the owner of the building fronting on Milgate street in the City of Pittsburgh, between Main street and Friendship avenue, and being numbers 4204, 4206, 4208, 4210, 4212, 4214, 4216, 4218, 4220, 4222, 4224 and 4226 on said street, the privilege of maintaining the front of said building where the same is now situated until such time as the front of said building may be removed or destroyed.

Which was read and referred to the Committee on Public Works.

Mr. Herron presented

No. 414. Communication from Miss Alma Bartels, Chairman of Playground Committee of Larimer Avenue District, disapproving of the purchase of the Eryn Mawr Auditorium property for playground purposes.

Which was read and referred to the Committee on Finance.

Also

No. 415. An Ordinance authorizing and directing the construction of a public sewer in the Nine Mile Run Drainage Basin extending through private property of Augustus P. Black on line of Exley way extended, from Wilkinsburg avenue to the City Line, as a part of and an extension of the construction of public sewers in the Nine Mile Run Drainage Basin, as authorized and directed to be constructed by virtue of Ordinance No. 551, approved December 9th, 1921, and authorizing and directing the Director of the Department of Public Works to include the performance of the work therefor under the terms of contract No. 5752, Mayor's Office File No. 293, entered into January 13th, 1922, with the Pittsburgh Paving Company, for the construction of the said public sewers in the Nine Mile Run Drainage Basin by virtue of said Ordinance No. 551, approved December 9th, 1921, and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Public Works.

Mr. Malone presented

No. 416. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the regrading and repaving to the full width of Try way,

from Second avenue to Greenough street, and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 417. An Ordinance providing for the letting of a contract for the furnishing of one (1) J. T. Tractor, 1922 Model complete with belt pully, Pittsburgh City Home & Hospital, at Mayview, Pa.

Also

No. 418. An Ordinance providing for the letting of a contract for the furnishing of one (1) Second Hand Jeffrey Pulverizer, for the Pittsburgh City Home & Hospital, at Mayview, Pa.

Which were read and referred to the Committee on Charities and Correction.

Mr. Robertson presented

No. 419. Resolution authorizing the Mayor to execute and deliver a deed to Ellen Bond for property located on Bowers street, 12th Ward, upon the payment of \$875.00 in monthly installments, pending determination of proceedings to be brought under the Act of Assembly of 1915, P. L. 842.

Which was read and referred to the Committee on Finance.

Also

No. 420. Petition for change of name of Woods Run avenue between Perrysville avenue and Oakdale avenue to Mairdale avenue.

Also

No. 421. An Ordinance changing the name of Woods Run avenue, between Perrysville avenue and Oakdale avenue, to Mairdale avenue.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 422. Resolution authorizing the issuing of a warrant in favor of The Ludlow Valve Mfg. Company in the sum of \$2,205.00, or so much of the same as may be necessary for the furnishing of Gate Valves, Fire Hydrants and Parts, for Bureau of Water, and charging same to Code Account No. 203-C.

Also

No. 423. Resolution authorizing the issuing of a warrant in favor of the Pennsylvania Railroad Company for \$3,810.32 being payment in

full for material and supervision necessary to restore the Ross-Aspinwall Pumping Station Siding to a good and safe condition in accordance with the requirements of the Pennsylvania Railroad Company, and charging same to Appropriation No. 203-C, Water Bonds.

Which were read and referred to the Committee on Filtration and Water.

The Chair presented

No. 424. Resolution authorizing the issuing of warrants in favor of the following persons for medical services and attendance rendered Miss Elizabeth Matthews, a stenographer employed in the Bureau of Recreation, on account of injuries received in an automobile accident while in the performance of her duties, and charging same to Code Account No. 1905-M.

Elizabeth Matthews for \$75.00, amount paid Dr. Wm. Widman for professional services

Doctors Johnston & Grier for \$20.00 for professional services;

Dr. Charles J. Earone for \$25.00 for professional services; and

Elizabeth Steel Magee Hospital for \$7.00 for 2 days board, nursing, etc.

Which was read and referred to the Committee on Finance.

Also

No. 425. An Ordinance extending and opening Ferree street and establishing the grade thereof, in the 14th Ward of the City of Pittsburgh, from the easterly terminus of Ferree street as dedicated, and opened by Ordinance No. 90, approved March 15th, 1912, to Asbury Place and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Also

No. 426. Petition for removal of steps in front of properties on Forward avenue, and for the construction of steps leading into Schenley Park, and for the improvement of Boundary street.

Which were read and referred to the Committee on Public Works.

Also

No. 427. Petition for the vacation of an unnamed 8 foot way in the 16th Ward between Mary street and Harcums way.

Also

No. 428. An Ordinance vacating an 8 foot unnamed way in the

16th Ward of the City of Pittsburgh, from Mary street to Harcums way, as laid out in Joseph Walton's Plan of Lots, and recorded in the Recorder's Office of Allegheny County in Plan Book, Volume 8, page 64.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 429. Communication from A. E. Anderson, Counsel for the Public Defense Association, commending the Council for its investigation into police and other city activities.

Which was read, received and filed.

Also

No. 430.

City of Pittsburgh, Penna.,

March 20th, 1922.

To the City Council of the
City of Pittsburgh:

I return, without executive approval, Bill No. 329, which authorizes and directs the issuance of a warrant in favor of Joseph Wallace for the sum of \$205.61 to reimburse him for the payment of county taxes for the years 1913 to 1920 and the costs thereon, the same having been levied against a piece of city-owned property on Frankstown avenue at the corner of Wheeler street, which was sold to said Joseph Wallace at public auction on November 30, 1920 for \$7,200.00, which sum has been paid to the City and a deed delivered, with clause of special warranty. The City Solicitor advises me that the property was not sold subject to any claims against it but only "the title, interest, claim and demand of the party of the first part, of, in and to", the said premises and that there is no obligation on the part of the City of Pittsburgh to reimburse the purchaser for said county taxes. Furthermore, I beg to suggest to you that any authority conferred upon the Mayor and the Controller to issue a warrant for this purpose is illegal.

Respectfully submitted,

W. A. Magee,

Mayor.

Which was read.

Also

Bill No. 329. Resolution authorizing the issuing of a warrant in favor of Joseph Wallace for the sum of \$205.61, in payment of county taxes for the years 1913 to 1920 inclusive on property purchased at public auction from the City of Pittsburgh on Frankstown avenue at corner of

Wheeler street, 13th Ward, and charging the same to Appropriation No. 41, Refunds on taxes and water rents.

In Council, March 13, 1922, Rule suspended, read three times and finally passed by a two-thirds vote.

Which was read.

And the communication and resolution were laid over for one week.

UNFINISHED BUSINESS

Bill No. 392. Communication from the Mayor, returning without his approval, Bill No. 165, Resolution setting aside \$1,500.00 in Code Account No. 42, Contingent Fund, to defray the expenses of the National Encampment of the Army and Navy Union.

In Council, March 13th, 1922, Read and laid over for one week and copy to be furnished each member.

Which was read, received and filed.

Also

Bill No. 165. Resolution authorizing and directing the City Controller to set aside from Code Account No. 42, Contingent Fund, a sum not to exceed \$1,500.00 to defray the expenses of a National Encampment of the Army and Navy Union, to be held in Pittsburgh during the first week of September, 1922, and authorizing the issuing of warrants in payment of said expenses, upon payrolls approved by the Committee on Finance.

In Council, March 13, 1922, Returned by the Mayor without his approval and laid over for one week.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

Mr. Garland arose and said:

Mr. President, the Mayor's point is well taken, that an organization having only 240 members in the Pittsburgh district should not be given such an appropriation, amounting to about \$6.00 for each member. The fact that no public event of patriotic significance is intended to be commemorated should also be taken into account.

Mr. English arose and said:

Mr. President, if there are only a few hundred members in Allegheny County belonging to this organization, and if they are not going to celebrate some particular event. I think the Mayor is right in disapproving this appropriation. Personally my reason for voting for it originally was that

we should encourage the soldiers and sailors in this community in commemorating events that have taken place in this country or some event in which they themselves participated. However, this does not specifically provide for the celebration of any particular event, and for that reason I am going to vote to sustain the Mayor's veto.

Mr. Anderson arose and said:

Mr. President, I have not changed my mind. The Mayor did not say that he was vetoing this resolution because there were only 240 members in this organization, but vetoed it on the question of law. I think, perhaps, the gentleman who introduced the resolution knew how many men were affected.

Mr. Malone arose and said:

Mr. President, I voted for this resolution because I thought affairs such as that to be celebrated by the Army and Navy Union should be encouraged. I believe events of these soldiers are going to do a wonderful lot of good to our community, and I agree with the previous speaker that the particularly small number in this organization was not the purpose of the Mayor's veto of the appropriation. It is true, the Mayor in his veto message does state how many men are in the organization, but recites the law and gives that as his reason for vetoing the appropriation. The question was brought up in committee as to whether it was legal and it was passed, and because of the veto I am not going to change my mind. I know this Council has appropriated money for other conventions which have been held in Pittsburgh.

The Chair said:

I presented this resolution and will vote to sustain the Mayor's veto. Every member of Council knows that this resolution cannot become a law without the Mayor's signature, even if all the members of Council voted for it notwithstanding the Mayor's veto.

Council sent this resolution to the Mayor for an expression of his thought and he expressed it. The resolution was merely presented out of sentiment for the soldiers and sailors who belong to this organization. They are holding a national convention in the City of Pittsburgh. It is sentiment rather than legal, and the Mayor has taken advantage of his prerogative, and the resolution to be effective, must be signed by the Mayor.

And the question recurring, "shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	

Noes—Messrs.

English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—3.

Noes—6.

And there not being two-thirds of the votes of council in the affirmative the objections of the Mayor were sustained.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 431. Report of the Committee on Finance for March 14th, 1922, transmitting several ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 348. Resolution authorizing and directing the Mayor to make, execute and deliver a deed for lot No. 193 in George S. Martin Plan on southerly side of Nimick street 92 feet west from the southwest corner of Maplewood avenue and Nimick place, to Marion W. Hall and Clara Hall, his wife, for the sum of \$102.23.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 311. Resolution authorizing the issuing of a warrant in favor of Stewart A. Davis in the amount of \$74.09, refunding overpaid taxes on garage on property at 5761 Bartlett street for the year 1921, and charging to Appropriation No. 41, Refunds of Taxes and Water Rents.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 349. Resolution authorizing the issuing of a warrant in favor of J. P. Clancey, District Commissioner in the Bureau of Police, for the sum of \$19.45, covering expenses incurred securing evidence against violators of the law for illegal liquor selling, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle

English
Garland
Herron

Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 350. Whereas, the below named parties having, by the Department of Public Works, been issued street opening permits during the year 1919 to 1922, inclusive, which permits were duly paid for and for various reasons not used, no street opening having been made. NOW, THEREFORE, BE IT

RESOLVED: That the Mayor and the City Controller be and are hereby authorized and directed to issue and countersign warrants to the following parties for the amount set opposite each name, and the total amount, or \$475.00 be charged to Appropriation No. 42, Contingent Fund.

Equitable Gas Co	\$18.00
Ally. Htg. Co.	7.00
J. Glasspool	11.00
S. M. Dick	28.00
Thomas Flannigan	3.50
McConnell Pibg. Co.	3.50
Buerkle Pibg. Co.	17.50
Thomas Brown Co.	14.00
Hendler & Lang	10.50
W. L. Gray	14.00
W. N. Sauer Pibg. Co.	11.00
R. J. McMeekin	11.00
J. F. Driscoll	10.50
C. A. Fisher	11.00
A. J. Freund	4.00
H. A. Knauff	3.50
Anton Hartman	4.00
McFadden & Craig Co.	21.50
Moss & Blakley	7.00
A. H. Rinne	3.50
Stinson & Kennedy	7.00
Barr Eros.	7.00
A. J. Deer Co.	10.50
Raehn & Co.	2.50
G. W. McKay	10.50
John J. Gordon	7.00
J. Toner Barr	14.00
Bell Tele. Co.	44.00
Peoples Gas Co.	4.00
Mfgs. L. & H. Co.	28.50
Duquesne Light Co	17.50

Pgh. Railways Co.	14.00
Baldauf & Reubel	10.50
T. W. Hutchinson	10.50
Knoxville Pibg. Co.	3.50
Wm. Lafferty Co.	10.50
Mfg. Dist. Co.	14.50
W. D. Klemm	10.50
Edw. Murphy	2.50
Sam Tolly	11.00
F. J. Hanley	10.50
Deely & Holt	10.50

Total.....\$475.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 385. Resolution authorizing the issuing of a warrant in favor of L. L. Murray for \$500.00, being in full payment for all claims for damages by reason of an accident that occurred to Donald C. Murray, a son of L. L. Murray, who had an arm broken on July 7, 1921, at the Sheraden Playgrounds, and charging same to Appropriation No. 42, Contingent Fund.

In Finance Committee, March 14, 1922, read and amended by striking out "\$500.00" and by inserting in lieu thereof "\$350.00"), and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 151. An Ordinance entitled, "An Ordinance amending Section 40, Department of Charities, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law December 31, 1921, by creating the position of Secretary to the Director."

In Finance Committee, March 14, 1922, Read and amended in Section 1 and in the title by striking out the words "Secretary to the Director," and by inserting in lieu thereof the words "Social Service Worker," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Herron
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)

Noes—Mr. Malone.

Ayes—8.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with a negative recommendation,

Bill No. 20. Resolution authorizing the issuing of a warrant in favor of Samuel M. Lewinter for \$241.30, in full settlement of any and all claims for damages which he might have against the City of Pittsburgh arising out of accident to his automobile, which struck a large iron pipe extending five or six feet from the curbstone on Beechwood boulevard, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Also

Bill No. 321. An Ordinance entitled, "An Ordinance repealing Ordinance No. 420, entitled, 'An Ordinance to effect and establish daylight saving in the City of Pittsburgh during the months of May, June, July, August and September of each and every year, and requiring all clocks and timepieces within the limits of the city to be advanced one (1) hour at two o'clock Ante Meridian from the last Sunday in April of each year, and to be so kept advanced until two o'clock Ante Meridian of the last Sunday in September, when they are to be retarded or turned back one (1) hour, and fixing standard time for the City of Pittsburgh,' approved December 29, 1919."

Which was read.

Mr. Garland moved

That further action on the bill be indefinitely postponed.

And by unanimous consent Mr. Her-
ron arose and said:

Mr. President, I wish to say that I am now voting AYE because I do not want this controversy to continue in this present form. I stand willing to vote to amend the ordinance so that it will not include the first and second months, but that it will become effective June 15th and end September 15th. I had a delegation of railroad men to see me and this is satisfactory to them. I believe we should do something to make all our people happy, and if this amendment that I suggest should carry I believe it would eliminate a lot of the opposition to the daylight saving ordinance.

The Chair said:

Under the rules of Council a motion to postpone action indefinitely on an ordinance or resolution prevents Council from again taking action on that matter during the life of the Council.

Mr. Herroa arose and said:

Mr. President, that is a rule of Council. We had an opinion from the City Solicitor that the members of Council, who made the rules, can also change them.

Mr. McArdle arose and said:

Mr. President, there is something very vital before us, not perhaps on this, as far as I am concerned, but on the ruling. This bill is to repeal an existing ordinance. I take it that the rule could not be construed to prevent the introduction of another bill to amend an existing ordinance.

The Chair said:

That is true, but as far as the present bill is concerned, it is lost during the life of this Council, which is two years. During that time it cannot be revived. So far as an amendment to the existing ordinance is concerned, that can be presented any time.

The Chair was opposed to this daylight saving ordinance originally because I believed it an illegal ordinance, and an attempt to amend the ordinance would not be supported by me because it would be as illegal in two or three months as it would be in four or five.

I am advising against supporting the motion to indefinitely postpone action because the rules of Council prohibit the introduction of a similar ordinance now before us during the life of the present Council, which

is a period of two years, and I believe all members should vote upon the question with that fact in mind.

Mr. Herron arose and said:

Mr. President, the only thing I want to say is that if Council in its wisdom should decide to amend this bill it has all the authority to do so.

And the question recurring, "Shall further action on the bill be indefinitely postponed?"

The ayes and noes were ordered taken, and being taken were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Robertson

Noes—Messrs.

Borland	Winters (Pres.)
English	

Ayes—4.

Noes—3.

And a majority of the votes of council being in the affirmative, the motion prevailed.

Mr. Malone presented

No. 432. Report of the Committee on Public Works for March 14, 1922, transmitting sundry papers to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 262. An Ordinance entitled, "An Ordinance extending and opening Fair Oaks street, in the 14th Ward of the City of Pittsburgh, from the southerly line of the Murdoch Farms Plan to the northerly line of the Larchmont Plan of Lots, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby, and changing the name of Fair Oaks street, from the center of the curve west of Squirrel Hill avenue to the northerly line of the Larchmont Plan of Lots, to 'Malvern avenue.'"

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Also

No. 433. Bond from W. B. Murdoch et al. to the City of Pittsburgh, with the Fidelity and Deposit Company of Maryland, as surety, in

the sum of \$5,000.00, conditioned to save said City harmless by reason of the passage of an ordinance known as Bill No. 262, extending and opening Fair Oaks street and changing the name thereof to Malvern avenue.

Which was read.

Mr. Malone moved

That the bond be approved and transmitted to the Law Department to be received and filed by said department.

Which motion prevailed.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being three-fourths of the votes of council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 387. Resolution approving lease for that certain property on Bingham street and known as Numbers 612 and 614, in the 17th Ward of the City of Pittsburgh, made by George A. Jones, Agent for Magdalena Rahe, to the City of Pittsburgh for a term of one year beginning May 1st, 1922, at an annual rental of \$1,500.00, payable monthly at the rate of \$125.00, the payment for the current fiscal year to be made from Appropriation No. 1613, Miscellaneous Services, Stables and Yards, Bureau of Highways and Sewers.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage,

the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 388. Resolution approving lease for that certain property about 72 feet frontage by 50 feet in depth, situate on Bingham street, between Sixth and Seventh streets, 17th Ward, City of Pittsburgh, made by George A. Jones, Agent for Magdalena Rahe, to the City of Pittsburgh, for a term of one (1) year beginning May 1st, 1922, at an annual rental of \$1,500.00, payable monthly at the rate of \$125.00, the payment of said rental for the current fiscal year to be made from Appropriation No. 1613, Miscellaneous Services, Stables and Yards, Bureau of Highways and Sewers.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 205. Resolution approving the payment of extras, amounting to \$60,020.57 in the contract with Thos. Cronin Co. for the grading, regrading, paving, repaving and otherwise improving E. Ohio street from Heinz street to line divid-

ing the City and the Borough of Millvale, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Which was read.

Mr. McArdle arose and said:

Mr. President for a point of information on Bill No. 205 Resolution authorizing the payment of certain extras on the contract for the improvement of East Ohio street. The sum is fixed in the preamble of the bill but no reference is made in the resolution itself. What affect might that have on the validity of the bill?

The Chair said.

I will have the clerk answer that.

Mr. Martin (the Clerk) said:

I might say, Mr. McArdle, that we have never received any of these resolutions from the Department of Public Works calling for extras in any other form than the one presented in this resolution.

Mr. McArdle said:

There is no extras herein set forth and nothing set forth in the bill what particular work was being paid for here. They were, of course, referred to in the vouchers or supplemental information that we received; and this brought to my mind the position Council itself took quite recently where the body of the resolution differed from the preamble governing the sale of a piece of property. There was no controlling feature in the resolution itself, yet it was plainly stated in the preamble, and there was a conflict between each, and the attitude of both the Law Department and the Council was that there was no controlling feature in the resolution itself. The resolution before us, to my mind, is similar in character. It seems to me when resolution of this kind are presented it should contain a specific statement of the amount to be paid.

The Chair said:

The resolution does not contain any specific information, and does not say what the extra work was.

Mr. English arose and said:

Mr. President, I believe that Mr. McArdle has raised a vital question and we should ask the Law Department to submit an opinion.

The Chair:

The Chair will entertain a motion to that effect.

Mr. English said:

Mr. President, moved that the resolution be recommitted to the Committee on Public Works for further consideration.

Mr. Garland arose and said:

If Council passes this resolution today, does it not go to the Law Department before settlement is made?

Mr. English said:

It does, but does that cover the question raised by Mr. McArdle?

Mr. Garland said:

It does it a shorter way. The resolution provides that the extras set forth herein shall be paid. I do not know that we are going far wrong in passing the resolution in its present form. We have been passing them right along; so what I believe we should do is let the Clerk find out for the future. This only means a delay.

And the question recurring, "Shall the resolution be recommitted to the Committee on Public Works for further consideration?"

The ayes and noes were ordered taken, and being taken were:

Ayes—Messrs.

English	Robertson
Herron	Winters (Pres.)
McArdle	

Noes—Messrs.

Anderson	Garland
Borland	Malone

Ayes—5.

Noes—4.

And a majority of the votes of council being in the affirmative, the motion prevailed.

Mr. English moved

That the Clerk take this matter up with the City Solicitor and ascertain whether or not, it is legal to pass the resolution in its present form.

The Chair stated:

That the Clerk would do this without a motion.

Mr. Borland presented

No. 434. Report of the Committee on Public Service and surveys for March 14, 1922, transmitting a lot plan and sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 344. Strahley Farm Plan of Lots in the 20th Ward of the City of Pittsburgh, laid out by Richard Hoerster and Jennie Strahley Hoerster, his wife, and the dedication of Strahley place as shown thereon.

Which was read, accepted and approved by the following vote:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

Also

Bill No. 345. An Ordinance entitled, "An Ordinance approving the Strahley Farm Plan of Lots in the 20th Ward of the City of Pittsburgh, laid out by Richard Hoerster and Jennie Strahley Hoerster, his wife, accepting the dedication of Strahley place as shown thereon, for public use for highway purposes, opening and naming the same, and establishing the grade thereon."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 191. An Ordinance entitled, "An Ordinance re-establishing the grade of Lawson street, from

Webster avenue to Wylie avenue."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 192. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway of Semicir street, from Perrysville avenue to Perrysville avenue, re-establishing the grade thereof, and providing for the sloping and parking of the portion of said Semicir street lying without the lines of the sidewalks and roadway."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English

Malone
McArdle
Robertson

Garland
Herron

Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 281. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalk and roadway of Bluff street, from Magee street to the Boulevard of the Allies."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 282. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway of the Boulevard of the Allies, at Stevenson street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 338. An Ordinance entitled, "An Ordinance fixing the width and position of the roadway and sidewalks, providing for slopes and parking and establishing the grade of Allison street, from Haverhill street to McKee street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 339. An Ordinance entitled, "An Ordinance fixing the width and position of sidewalks and roadway and establishing the grade of Elrod way, from the southwesterly line of the 'Lincoln Terrace Plan of Lots' to the northeasterly line of the 'Arlington Place Plan of Lots.'"

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 340. An Ordinance entitled, "An Ordinance fixing the width and position of sidewalks and roadway, providing for slopes and parking, and establishing the grade of Fargo street, from Allison street to Inglenook place."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also
Bill No. 341. An Ordinance
entitled, "An Ordinance establishing
the grade of Inglenook place, from
Sickles street to Fargo street."

Which was read.

Mr. Borland moved

A suspension of the rule to al-
low the second and third readings and
final passage of the bill.

Which motion prevailed.

And the bill was read a second time
and agreed to.

And the bill was read a third time
and agreed to.

And the title of the bill was read
and agreed to.

And on the question, "Shall the bill
pass finally?"

The ayes and noes were taken agree-
ably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Coun-
cil being in the affirmative, the bill
passed finally.

Also

Bill No. 342. An Ordinance
entitled, "An Ordinance fixing the
width and position of sidewalks and
roadway, providing for slopes and
parking, and establishing the grade
of Sickles street, from Allison street
to McKee street."

Which was read.

Mr. Borland moved

A suspension of the rule to al-
low the second and third readings and
final passage of the bill.

Which motion prevailed.

And the bill was read a second time
and agreed to.

And the bill was read a third time
and agreed to.

And the title of the bill was read
and agreed to.

And on the question, "Shall the bill
pass finally?"

The ayes and noes were taken agree-
ably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson

Garland
Herron

Winters (Pres.)

Ayes—0.

Noes—None.

And a majority of the votes of Coun-
cil being in the affirmative, the bill
passed finally.

Also

Bill No. 372. An Ordinance
entitled, "An Ordinance re-establish-
ing the grade on Musk way, from
Carson street West to Riverside ave-
nue."

Which was read.

Mr. Borland moved

A suspension of the rule to al-
low the second and third readings and
final passage of the bill.

Which motion prevailed.

And the bill was read a second time
and agreed to.

And the bill was read a third time
and agreed to.

And the title of the bill was read
and agreed to.

And on the question, "Shall the bill
pass finally?"

The ayes and noes were taken agree-
ably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Coun-
cil being in the affirmative, the bill
passed finally.

Also

Bill No. 373. An Ordinance
entitled, "An Ordinance re-establishing
the grade on Riverside avenue, from
Musk way to South Main street."

Which was read.

Mr. Borland moved

A suspension of the rule to al-
low the second and third readings and
final passage of the bill.

Which motion prevailed.

And the bill was read a second time
and agreed to.

And the bill was read a third time
and agreed to.

And the title of the bill was read
and agreed to.

And on the question, "Shall the bill
pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 374. An Ordinance entitled, "An Ordinance establishing the grade on Oakridge avenue, from Woodbourne avenue to Chelton avenue."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 391. An Ordinance entitled, "An Ordinance re-establishing the grade on Glenarm avenue, from Bellaire avenue to a point distant 139.62 feet eastwardly from the easterly curb line of Rossmore avenue."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 343. An Ordinance entitled, "An Ordinance re-establishing the grade of Malvern avenue, from Plainfield street to the southerly line of Murdoch Farms Plan of Lots."

In Public Service and Surveys Committee, March 14, 1922, Read and ordered returned to council with an affirmative recommendation, subject to the filing of a bond or waiver of damages by the property owners.

Which was read.

And a Waiver Indenture signed by Hazel M. Elkins for the change of grade on Malvern street, from Plainfield street to property line, 14th Ward, was filed in the City Clerk's Office, and has been transmitted to the Director of the Department of Public Works.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson

Garland Winters (Pres.)
Herron

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Anderson presented

No. 435. Report of the Committee on Public Safety for March 14, 1922, transmitting an ordinance and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 315. An Ordinance entitled, "An Ordinance amending a portion of Section 7, 'Special Requirements for Class A, Elevators' of an ordinance entitled, 'An Ordinance regulating the construction, arrangement, alteration, repair, equipment and operation of elevators in the City of Pittsburgh, providing for the remedying of dangerous and unsafe conditions in and about elevators,, etc.,' approved June 9, 1917."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 336. Resolution authorizing the issuing of a warrant in favor of Animal Rescue League of Pittsburgh for the sum of \$1,096.98, covering work done during the month of February, 1922, and charging the

same to Code Account No. 1460, Item B, Miscellaneous Services, Dog Pound, Bureau of Police.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS.

The Chair presented

No. 436. Whereas, the William Penn Highway is completed or under contract as far west as Export, Westmoreland County, and there remains only about 15 miles to complete its construction to its western terminus where it merges with the Lincoln Highway; and

Whereas, the William Penn Highway, when completed, will prove of inestimable value to Pittsburgh, both as a local highway, and as a through thoroughfare to the East, and its completion will also bring to Pittsburgh thousands of tourists and others who would not otherwise visit our City, thus bringing us financial gain as well as advertising our City; Therefore, be it

Resolved, That the Council of the City of Pittsburgh hereby urges upon the State Government the immediate completion of this undertaking, as we deem it to be one of the most important, if not the most important of the highways demanding the attention of the State Highway Department.

Resolved further, That a copy of this resolution be forwarded by the City Clerk to Governor Sproul.

Which was read.

Mr. English moved

The adoption of the resolution.
Which motion prevailed.

Mr. English presented

No. 437. Whereas, in the reorganization of the Bureau of Detectives it appears that Detective P. E. Moran was suspended from duty on Saturday morning, March 4, 1922, at 9:30 A. M., and before any hearing was given said Detective Moran under the suspension and an opportunity given him to face his accusers, or even know who had accused him, Moran was given a notice of dismissal on Saturday evening, March 4, 1922, about 8:15 P. M.; and

Whereas, Under Section 2 of Article 12 of the Charter Act (as amended by Act of June 1901, P. L. 586) the Directors of Departments are required to give written orders and written reasons for the suspension and removal of subordinate officers Therefore, be it

Resolved, That the Director of the Department of Public Safety be and he is hereby requested to furnish to the Committee on Public Safety, as soon as possible, the following information in connection with the suspension and dismissal of Detective P. E. Moran:

1. Copy of the written order and reasons furnished him on suspension.

2. Copy of the written order and reasons furnished him on dismissal.

3. Name of the person or persons who made accusations against him and the date of which accusations were made.

4. The complete statement of the accusations against him.

5. Reason for refusing to give him any definite information as to charges or accusations against him when he asked the Director why he was suspended.

6. What did the Director mean when he asked Detective Moran if he (Moran) had sent a woman to a certain city in Pennsylvania?

7. Complete report of inquiries and investigations made by the Department of Public Safety from the time of the suspension to the time of the dismissal.

8. Complete report of any inquiries and investigations made by the Department of Public Safety from the date of dismissal until the present time.

9. Copies of any statements made by any and every person to the Direc-

tor and to any and every employe in the Department of Public Safety having any bearing whatever on the matter of the suspension and dismissal of Detective P. E. Moran, including voluntary statements to the Director and all others as well as any statements resulting from inquiry by the Director and others in the Department of Public Safety.

Which was read.

Mr. English moved

The adoption of the resolution.

Mr. English arose and said:

Mr. President, I want to say that the reason which prompts me in bringing in this resolution is that I happened to endorse Mr. Moran for the position of Detective about a year ago and I was surprised to find that he was suspended and almost immediately dismissed without being given a hearing. I attempted to get the information as to why he was suspended, but was unable. I was not concerned so much in the dismissal, but I am vitally concerned why this man was suspended. I learned through rumors that a certain person had visited Director McCandless and this person made the charges which resulted in the suspension and dismissal of Mr. Moran from the Detective force. In my conversation with the Director he intimated that Moran had done something which was criminal and if the charges as intimated by Director McCandless to me are true, Mr. Moran should not only be dismissed but should be prosecuted by Director McCandless. On the other hand if the charges are not true Mr. Moran should not have been suspended or dismissed under a cloud. In either case I do not intend to allow my name to stand on the records of Pittsburgh as having endorsed the appointment of a man to such a high position who is either a criminal or a crook, and that is the principal reason that prompted me to present this Resolution asking Director McCandless for information. For two weeks I have been trying to get the facts in this case but had not received much information.

On Saturday Director McCandless told me, when I asked him for the information, that he would not give it to me. I advised him that if he refused me the information I sought that I would be compelled to introduce into Council a resolution to have it furnished.

At that time (last Saturday) Director McCandless was pleased with the

idea of a Resolution in Council and in fact said he welcomed such a Resolution. The newspapers published a report of the proposed Resolution yesterday. During the conference of Council with the County Commissioners this morning, Director McCandless called me on the telephone and invited me to come to his office and see the report he had on this matter. I replied that I could not go to his office as I was late with a previous engagement and in any event having announced that I intended to present a Resolution in Council he could submit any report he had in response to the Resolution. He became very indignant and exclaimed that he would not give Council any information in response to any Resolution. I endeavored to calm him by urging him to be temperate in this matter; that any member of Council was within his rights in asking any Director for information regarding City business and surely if the Council voted for a Resolution asking for information the Director would furnish it. The Act of Assembly is very clear on this point regarding Council's right to obtain information from all other City Officials. Perhaps when Director McCandless learns a little more about Council and the power of Council, he will not talk as he did to me on Saturday and again this morning. The Resolution is very plain and very clear and there is no reason for Director McCandless to become indignant before he knows what is contained in this Resolution. Perhaps he will live and learn like all of us in Council know, that he is not clothed with arbitrary powers above that of the Council of the City of Pittsburgh.

Section 2 of Article XII of the Charter Act, as amended by Act of June 20, 1901, P. L. 586, provides, "The Directors or chief officers of departments shall appoint all subordinate officers, clerks, employees, and by written order, giving their reasons therefor, may remove or suspend subordinate officers and clerks, provided the same is not done for political reasons."

Now, Mr. President, I have outlined a series of questions in this resolution, which I believe Council has a perfect right to ask. There is no animosity or vehemence in them.

Council has the right, under the Charter Act, to at all times ask the director or any municipal department for information. This, together, with the fact that I sponsored Mr. Moran for the Detective Bureau, has prompt-

ed me to come before my colleagues to ask that the resolution be adopted and that Director McCandless be requested to furnish this body with the information.

Mr. Garland arose and said:

The gentleman is within his rights in asking for the information, but he may not get it.

Mr. Malone arose and said:

I feel very sorry for the citizens of Pittsburgh if the Council does not get the information it seeks. I have always believed that the director of a department had the right under the law to suspend an employe, but Mr. English has brought up a question that is thoroughly legitimate, and the fact that Mr. Garland says the gentleman is well within his right in asking for the information and then remarks that he may not get the information, makes it all the more essential for us to pass this resolution to see if we do get the information.

Mr. McArdle arose and said.

Of course, while I do subscribe to the thought that a member may be within his right to ask for certain information I do not subscribe to the thought that any other department is obligated to give him that information because he has utilized his right to ask for it, and I am fully convinced that there are a number of things asked for in this resolution which a member has no right to demand; but if he has a right to have them he has a right to demand them. So if we are starting out on the theory of protecting the rights of Council, which is a very fine thing to do, it is right to find out where we start and end.

Mr. English arose and said:

Mr. President, that is exactly what we are trying to ascertain. The reason I presented this resolution is to find out whether the Director can dismiss an employe without reason. It has been intimated that there was something crooked involved in Moran's dismissal. If that is true we should know it, and if it is not, then Moran should be cleared.

If we have no right to ask for the information set forth in the resolution we will be so informed. I think I have a right to ask this Council to pass such a resolution to determine that fact.

The Chair said:

I think you have the right to ask for that and a right to receive it.

Council has on other occasions taken up matters where injustice has been done and where an employee of the City of Pittsburgh has been denied the right to which he was entitled. It is our duty to see that justice is done, and if we do not get this information asked for in this resolution we will have some fun.

Mr. Malone arose and said:

Mr. President, I am only a newcomer, but I believe this Council has some right to know what is going on in the municipal departments. Section 8 of Article XIV of the Act of June 20, 1901, P. L. 586, as amended by the Act of May 31, 1911, No. 192, P. L. 461, reads: "Council and the Mayor, or either, shall have the right to call for such information from every department, either at stated intervals or from time to time, as they or either of them may think proper; and it shall be the duty of the head of each department, upon request by either the Mayor or the council, to furnish to either full access to the books and records of his department, and as full information as to the operation of the same, as the said mayor or council may require."

Now, I have absolutely no interest in this resolution; never heard of it and the first time I heard it read was when the clerk read it. I believe it is only asking for information that any member may ask for on any subject.

The Chair said:

We shall be careful not to ask for something that is not right. If we do ask for anything that is right we shall see that we get it.

Mr. McArdle arose and said:

I arise to ask that I be recorded as voting NO.

And the question recurring on the adoption of the resolution.

The motion prevailed.

Mr. English moved

That the Minutes of the proceedings of Council at a meeting held Monday, March 13th, 1922, be approved.

Which motion prevailed.

And on motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI

Monday, March 27th, 1922.

No. 16.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

March 27, 1922.

Council met.

Present—Messrs.

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

PRESENTATIONS

Mr. Borland presented

No. 438. An Ordinance authorizing and directing the grading paving and curbing of Bethel Place, from North Highland avenue to Collins street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

BUREAU OF ENGINEERING—GENERAL OFFICE

1 B—17d—General Executive.

1518 A-1	Salaries, regular employees	\$19,070.00
1519 B	Miscellaneous Services	1,700.00

Also

No. 439. An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into a contract between the Bell Telephone Company of Pennsylvania, and the City of Pittsburgh, providing for the placing of the conduits, cables, wires and appliances of the Bell Telephone Company on and upon the Manchester bridge, subject to the terms and conditions therein provided.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Garland presented

No. 440. Resolution authorizing the issuing of a warrant in favor of Miss Doris McCarthy, of 1518 Dagmore avenue, Pittsburgh for \$81.00, in full settlement of any and all claims for damages which she might have against the City of Pittsburgh arising out of an accident that occurred to her on November 13, 1921, on Broadway, near the corner of Coast street, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 441. Resolved, That for the purpose of providing for the operation of the Bureau of Engineering, Department of Public Works, for the fiscal year, 1922, the City Controller shall be and he is hereby authorized and directed to make the following distribution of Appropriation No. 1517-M, Maintenance Fund, Bureau of Engineering, to the respective Code Accounts as set forth.

From Appropriation No. 1517-M, Maintenance Fund, Bureau of Engineering, the aggregate amount of \$758,400.00 to:

1520	C	Supplies	1,225.00	
1521	E	Repairs	50.00	
1522	F	Equipment	200.00	
1523	D	Castings	7,000.00	
				\$ 29,245.00

DIVISION OF SURVEYS

1524	A-1	Salaries, regular employees	\$77,610.00	
1526	B	Miscellaneous Services	350.00	
1527	C	Supplies	750.00	
1528	D	Materials	900.00	
1529	E	Repairs	200.00	
1530	F	Equipment	1,250.00	
				\$ -81,060.00

DIVISION OF DESIGN

1531	A-1	Salaries, regular employees	\$29,450.00	
1532	B	Miscellaneous Services	25.00	
1533	C	Supplies	375.00	
1535	E	Repairs	25.00	
1536	F	Equipment	100.00	
				\$ 29,975.00

DIVISION OF PARKS & PLAYGROUNDS

VIII-70d—Athletics and Playgrounds

VIII-71a—General Expense

1537	A-1	Salaries, regular employees	\$ 7,500.00	
1538	B	Miscellaneous Services	300.00	
1539	C	Supplies	200.00	
1540	E	Repairs	50.00	
1541	F	Equipment	200.00	
				\$ 8,250.00

DIVISION OF BRIDGES

V-45c—Bridges, other than toll

1542	A-1	Salaries, regular employees	\$24,915.00	
1543	B	Miscellaneous Services	500.00	
1544	C	Supplies	250.00	
1545	D	Materials	10.00	
1546	E	Repairs	100.00	
1547	E	Repair Schedule	51,500.00	
1548	F	Equipment	500.00	
				\$ 77,775.00

Bridge Repairs—City Force

1549	A-1	Salaries, regular employees	\$ 1,880.00	
1550	A-3	Wages, regular employees	25,660.00	
1551	B	Miscellaneous Services	800.00	
1552	C	Supplies	500.00	
1553	D	Materials	15,080.00	
1554	E	Repairs	100.00	
1555	F	Equipment	1,300.00	
				\$ 45,320.00

Bridge Repainting—City Force

1556	A-1	Salaries, regular employees	\$ 1,880.00	
1557	A-3	Wages, regular employees	53,800.00	
1558	B	Miscellaneous Services	600.00	
1559	C	Supplies	1,000.00	
1560	D	Materials	29,010.00	
1561	F	Equipment	1,000.00	
				\$ 87,290.00

Street Signs
V-45g—Street Signs

1562	A-1	Salaries, regular employees	\$ 1,335.00	
1563	A-3	Wages, regular employees	2,005.00	
1564	E	Miscellaneous Services	150.00	
1565	C	Supplies	160.00	
1566	D	Materials	5,000.00	
1567	F	Equipment.....	40.00	
				\$ 8,690.00

Monument Boxes

1568	A-3	Wages, regular employees	\$ 4,205.00	
1569	D	Materials	100.00	
				\$ 4,305.00

DIVISION OF SEWERS
IV-36a—Sewers and Drains

1571	A-1	Salaries, regular employees.....	\$48,530.00	
1572	B	Miscellaneous Services	400.00	
1573	C	Supplies	250.00	
1574	D	Materials	10.00	
1575	E	Repairs	50.00	
1576	E	Repair Schedule	30,000.00	
1577	F	Equipment	125.00	
				\$ 79,365.00

DIVISION OF STREETS
V-43—General Administration of Highways

1582	A-1	Salaries, regular employees	\$58,825.00	
1583	B	Miscellaneous services	600.00	
1584	C	Supplies	200.00	
1585	D	Materials	15.00	
1586	E	Repairs	100.00	
1587	F	Equipment	150.00	
1588	M	Drilling and Test Pits	3,500.00	
1589	G	Retaining Wall Schedule	35,000.00	
1590	E	General Repaving	200,000.00	
				\$298,390.00

CONSTRUCTION AND MAINTENANCE OF FENCES

V-451—Fences

1592	A-4	Wages, Temporary employees	\$ 5,635.00	
1593	C	Supplies	50.00	
1594	D	Materials	2,500.00	
1595	F	Equipment	50.00	
1596	G	Structural and Non-Structural improvements.....	500.00	
				\$ 8,735.00

TOTAL.....\$758,400.00

Also

No. 442. Resolution authorizing the City Controller to transfer the sum of \$13,654.65 from Bond Fund No. 177 A, to Bond Fund No. 217, Pittsburgh City Home and Hospitals, Department of Charities.

Also

No. 443. Resolution authorizing and directing the City Controller to transfer the sum of \$8,500.00 from Code Account No. 1517-M, Maintenance

Fund, Bureau of Engineering, to the following Code Accounts in the Bureau of Highways and Sewers,—to Code Account No. 1653, Wages, Temporary Employees, Asphalt Plant, \$3,500.00; to Code Account No. 1656, Materials, Asphalt Plant, \$5,000.00,

Also

No. 444. Resolution authorizing and directing the City Controller to transfer the sum of \$59,000.00, from the fund heretofore set apart

and appropriated by the terms of Ordinance No. 405, Series 1921, approved September 2, 1921, from "Boulevard of the Allies Improvement Bonds," Bond Fund Appropriation No. 207, and to credit same for the payment of the final estimate for the completion of Contract No. 5655, Mayors' Office File No. 289, entered into with the Thos. Cronin Company, for the grading, regrading, etc., and otherwise improving the Boulevard of the Allies, from a point 215.12 feet east of the east line of Shingiss street to the east line of Gist street, and authorizing the issuing of warrants drawn on said fund for the payment of the cost of completing said contract.

Also

No. 445. Resolution authorizing and directing the Mayor to execute and deliver a deed to H. B. Frazier for piece of ground located on Perrysville avenue, 25th Ward, for the sum of \$500.00.

Also

No. 446. An Ordinance amending a certain part of Section 1 of Ordinance No. 381, approved August 18th, 1921, entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Elizabeth Steel Magee Hospital; Eugene M. O'Neil; Emily O'Neil Davies; Peoples Natural Gas Company; James H. McQuade; and John Moronzik, Situate in the 4th Ward of the City of Pittsburgh, for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor."

Which were severally read and referred to the Committee on Finance.

Mr. Malone presented

No. 447. Petition for the grading, paving and curbing of Plainfield street between Forbes street and Squirrel Hill avenue.

Also

No. 448. An Ordinance authorizing and directing the grading, paving and curbing of Plainfield street, from Forbes street to Squirrel Hill avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 449. An Ordinance authorizing and directing the construction of a public sewer on the roadway and on the southeast sidewalk of Broadhead

Fording road (formerly Chartiers Township) from a point about 190 feet northeast of Catherine street, to the existing sewer on Broadhead Fording road at a point about 20 feet southwest of Linwood avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 450. Resolution approving the payment of \$100.80 to the Booth & Flinn Company, Ltd., for extra work on the contract for the construction of a public sewer on the north sidewalk of the Boulevard of the Allies, and on Seneca street, from a point about 60 feet east of Gist street to the existing sewer on Tustin street, with a branch sewer on the north sidewalk of the Boulevard of the Allies, east of Seneca street, and charging the same as part of the cost of said improvement.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 451. An Ordinance authorizing and directing the construction of a public sewer on Amman street and Abington way, from a point about 20 feet northeast of Stapleton street to the existing sewers on West Liberty avenue with a branch sewer on Amman street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

Also

No. 452. An Ordinance providing for the letting of a contract for the furnishing of one (1) 2 or 3 speed, four (4) cylinder, crawler tractor complete with belt pulley, for the Pittsburgh City Home and Hospital, Mayview, Pa.

Which was read and referred to the Committee on Charities and Correction.

The Chair presented

No. 453. Communication from W. Bruce McCrory, Esq., asking that Robert A. Carter be reimbursed for taxes paid in error on property adjoining Grandview Park, and relative to reconveyance of title to said property to Mr. Carter.

Also

No. 454. Communication from Sachs & Caplan asking that the City

exonerate Ludwig Kaufman from payment of water rents amounting to \$318.56 for the year 1914 assessed against property situate at 636 Penn avenue, Second ward.

Also

No. 455. Communication from John H. Showalter asking to be reimbursed in the sum of \$62.25 for medical services rendered his wife who fell on Cemetery avenue and sprained her wrist.

Also

No. 456. Communication from Burgwin, Scully & Burgwin, attorneys for Mrs. Josephine Y. Breese, offering property situate on St. Paul street, 17th Ward, for playground purposes, for \$15,000.00.

Also

No. 457. Communication from the Washington Heights Board of Trade asking that action be taken to commence work on the Mt. Washington roadway, and that the earth taken from the roadway be used to fill in other sections and streets in the Mt. Washington District.

Which were severally read and referred to the Committee on Finance.

Also

No. 458. Communication from Harry Irwin Miller, Esq., asking that William H. Larkin, former Lieutenant in the Bureau of Police, be given a public hearing relative to the charges which brought about his dismissal from the Police Department.

Which was read and referred to the Committee on Public Safety.

Also

No. 459. Communication from Mothers of the Boys of the 15th Engineers endorsing the action taken by Council in regard to the Soldiers' bonus.

Which was read, received and filed.

Also

No. 460.

Commonwealth of Pennsylvania

Governor's Office

Harrisburg, March 22, 1922.

Mr. E. J. Martin,

City Clerk,

Pittsburgh, Pa.

My dear Mr. Martin:

I acknowledge receipt of yours of the 20th instant, conveying copy of resolutions adopted by the Council of the City of Pittsburgh, with regard to the completion of section of the William Penn Highway, lying west of Export, Westmoreland County. I am entirely in sympathy with the wishes

of your Council in this matter and we shall endeavor to get additional work under way upon the William Penn, with the idea of completing it as a through route, as early as the funds at our disposal will permit.

Yours very truly,

Wm. C. Sproul,

Governor of Pennsylvania.

State Highway Department

Harrisburg, March 23, 1922.

Mr. E. J. Martin,

City Clerk,

Pittsburgh, Pa.

Dear Sir:

I acknowledge receipt of your communication of the 20th instant addressed to the Governor embodying resolution which was adopted by the Council of the City of Pittsburgh relative to the completion of the William Penn Highway between Export and the Lincoln Highway.

Yours very truly,

George H. Biles,

Assistant Commissioner.

Which was read.

Mr. Garland moved

That the communication be received and filed, and a copy of the same be forwarded to A. W. Duff, Attorney-at-law, 1116 Berger building.

Which motion prevailed.

Also

No. 461.

City of Pittsburgh, Penna.,

March 24th, 1922.

To the City Council of the City of Pittsburgh:

I return, without executive approval, Bill No. 385, authorizing the payment of \$350.00 to L. L. Murray as damages for an injury suffered by his son at the Sheraden Playgrounds. My reasons are those contained in a communication of the City Solicitor to your Honorable Body, namely, that the City is not liable in any event for risks taken by children in playing on the City's Recreation grounds and the further fact that the City's representatives at the playground deny that they directed or asked the boy to engage in the particular act which was the result of his injury.

Respectfully submitted,

W. A. Magee, Mayor.

Which was read, and on motion of Mr. Borland, laid over for one week.

Also

Bill No. 385. Resolution authorizing the issuing of a warrant in favor of L. L. Murray for \$350.00, being in full payment for all claims for damages by reason of an accident that occurred to Donald C. Murray, a son of L. L. Murray, who had his arm broken on July 7, 1921, at the Sheraden Playgrounds, and charging same to Appropriation No. 42 Contingent Fund.

In Council, March 20, 1922, Committee amendment agreed to, rule suspended, read three times and finally passed by a two-thirds vote.

Which was read, and on motion of Mr. Borland, laid over for one week.

UNFINISHED BUSINESS

Bill No. 430. Communication from the Mayor returning, without his approval, Bill No. 329, Resolution for a warrant in favor of Joseph Wallace for \$205.61, reimbursing him for county taxes paid on property purchased from the City.

In Council, March 20th, 1922, Read and laid over for one week.

Which was read, received and filed.

The Chair presented

No. 462.

City of Pittsburgh, Penna.,

March 23rd, 1922.

To the City Council of the
City of Pittsburgh:—

With further reference to Bill No. 329, providing for the issuance of a warrant for \$205.61 to Joseph Wallace for the payment of county taxes assessed against city-owned property on Frankstown avenue, at the corner of Wheeler street, which said property was sold to said Joseph Wallace at public auction on November 30, 1920 for \$7,200.00, I beg to advise Your Honorable Body that my previous communication under date of March 20th was written without full knowledge of all the facts. I have since learned from the city officials, who represented the City in the sale, that it was agreed that the purchaser was to take the property free from all encumbrances and, in view of such subsequently discovered facts, I withdraw any further opposition to the enactment of the legislation, but suggest further that the measure remain without action until the City Solicitor has opportunity to request an exoneration from the County of Allegheny on the ground that the City was the

owner during the period for which the tax was assessed.

Respectfully submitted

W. A. Magee,

Mayor.

Which was read, received and filed.

Also

Bill No. 329. Resolution authorizing the issuing of a warrant in favor of Joseph Wallace for the sum of \$205.61, for the purpose of refunding county taxes for the years 1913, 1914, 1915, 1916, 1917, 1918, 1919 and 1920 paid by said Wallace on property purchased by him from the City on Frankstown avenue at the corner of Wheeler street, and charging the same to Appropriation No. 41, Refunds on taxes and water rents.

Which, in Council, March 20, 1922, was returned by the Mayor with his objections, and further action postponed for one week.

Was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution became a law notwithstanding the objections of the Mayor.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 463. Report of the Committee on Finance for March 21, 1922, transmitting several ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 181. An Ordinance entitled, "An Ordinance repealing Ordinance No. 432, entitled 'An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Elizabeth Foster, wife of Thos. Foster, situate in the 2nd Ward of the City of Pittsburgh, for public park pur-

poses, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor,' approved October 13th, 1921."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	Robertson
English	Winters (Pres.)
Herron	

Noes—Messrs.

Garland	McArdle
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Ayes—7.

Noes—2.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 182. An Ordinance entitled, "An Ordinance repealing Ordinance No. 433, entitled 'An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Michael P. Harrity, situated in the 2nd Ward of the City of Pittsburgh, for public park purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor,' approved October 13th, 1921."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	Robertson
English	Winters (Pres.)
Herron	

Noes—Messrs.

Garland	McArdle
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Ayes—7.

Noes—2.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 183. An Ordinance entitled, "An Ordinance repealing Ordinance No. 434, entitled, 'An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of William W. Martin, situate in the 2nd Ward of the City of Pittsburgh, for public park purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor,' approved October 13th, 1921."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	Robertson
English	Winters (Pres.)
Herron	

Noes—Messrs.

Garland	McArdle
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Ayes—7.

Noes—2.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 409. An Ordinance entitled, "An Ordinance appropriating

and setting aside from the proceeds of 'Park Roadway Improvement Bonds' Bond Fund Appropriation No. 199, the sum of Twenty-four hundred (\$2,400.-00) dollars for the payment of expenses, including wages and supplies incurred by the Bureau of Parks for planting trees and shrubbery, furnishing and placing top soil and landscaping Schenley Park Entrance at Forbes street."

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 313. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot No. 44 located on Barris street, 26th Ward, to Louis Gallowich for the sum of \$100.00.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 352. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot No. 54 in Robert Henderson Heirs' Plan located on Warren street, 25th Ward, to E. L. Kirby for the sum of \$150.00.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 353. Resolution repealing Resolution authorizing and directing the Mayor to execute and deliver a deed to Robert J. Coyle, Jr., for lot No. 27 in Schenley Heights Plan of Lots, approved December 31, 1920, and recorded in Resolution Book, Vol. 5, Page 274.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson

Garland Winters (Pres.)
Herron

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 354. Resolution authorizing the Mayor to execute and deliver to Robert J. Coyle, Jr., for the sum of \$3,896.80, a deed for lot No. 27, corner of Phillips avenue and Wightman street; said deed to express therein that it is subject to a first mortgage of the estate of J. H. McKelvy in the sum of \$3,600.00.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 419. Resolution authorizing and directing the Mayor to give to Ellen Bond immediate possession of lot No. 68 in Highland Park View Plan, located on Bowers street, 12th Ward, as authorized to be deeded to her by Resolution No. 561, Series 1921, a deed not to be delivered until the balance of the purchase money be paid, said purchase money to be paid within four months from the date of this resolution, or all previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 412. Resolution authorizing and directing the City Controller to transfer the sum of \$2,500.00 from Code Account No. 1048, Salaries, Transit Commission, to Code Account No. 90, National Guard of Pennsylvania.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 464. Report of the Committee on Public Works for March 21, 1922, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 157. An Ordinance entitled, "An Ordinance extending and opening Ryoilite way, in the Eleventh ward of the City of Pittsburgh, from the southerly line of Black street (as laid out in Mellon's Orchard Plan of Lots) to Hays street; establishing the

grade thereof, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And there being three-fourths of the votes of council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 371. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Tesla street, Loreta street, McCaslin street, Greenfield avenue and private property of Frank McCann, from a point about 15 feet north of Montclair street to the existing 48 inch brick sewer on Greenfield avenue east of Wheatland street, with branch sewers on Deely street, Durrell road, Beehner road, Millington road, Melbourne street, and on the north sidewalk of Loreta street, the south sidewalk of Greenfield avenue and the east sidewalk of Frank street, and providing that the costs, damages and expenses of same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 415. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer in the Nine Mile Run Drainage Basin extending through private property of August P. Black on line of Exley way extended, from Wilkinsburg avenue to the City Line, as a part of and an extension of the construction of public sewers in the Nine Mile Run Drainage Basin, as authorized and directed to be constructed by virtue of Ordinance No. 551, approved December 9th, 1921, and authorizing and directing the Director of the Department of Public Works to include the performance of the work therefor under the terms of contract No. 5752, Mayor's Office File No. 293, entered into January 13th, 1922, with the Pittsburgh Paving Company, for the construction of the said public sewers in the Nine Mile Run Drainage Basin by virtue of said Ordinance No. 551, approved December 9th, 1921, and providing for the payment of the cost thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Malone also presented

No. 465. Report of the Committee on Public Works for March 23rd, 1922, transmitting a resolution to council.

Which was read, received and filed.

Also

Bill No. 205. Whereas, in connection with the execution of the contract between the City of Pittsburgh and Thos. Cronin Company for the grading, regrading, paving, repaving and otherwise improving of East Ohio street, from Heinz street to the line dividing the City and the Borough of Millvale, it was necessary to do certain extra work which was not included in the contract and specifications for said improvement and could not be allowed under the terms of said contract governing the allowance of extra work and the prices of material, amounting to \$60,020.57, as per bill accompanying the final estimate; Now, therefore, be it

Resolved, That the said extras as herein set forth, certified by the Department of Public Works, be approved, and the City Controller is authorized and directed to charge the same as part of the cost of said improvement, and the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Thos. Cronin Company in the sum of \$60,020.57, in payment of the bill for extra work on the contract for the grading, regrading, paving, repaving and otherwise improving of East Ohio street, from Heinz street to the line dividing the City and the Borough of Millvale, and to charge the same to Code Account No.....

In Public Works Committee, March 23, 1922. Vote reconsidered by which the resolution was amended by adding the words "and the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of

Thos. Cronin Company in the sum of \$60,020.57, in payment of the bill for extra work on the contract for the grading, regrading, paving, repaving and otherwise improving of East Ohio street, from Heinz street to the line dividing the City and Borough of Millvale, and to charge the same to Code Account No.....", and the amendment stricken out, and resolution amended by inserting after the words "that the said extras" the words "amounting to \$60,020.57," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Malone moved

That the amendments of the Public Works Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Herron
Borland	Malone
English	Robertson
Garland	Winters (Pres.)

Noes—Mr. McArdle.

Ayes—8.

Noes—1.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Borland presented

No. 446. Report of the Committee on Public Service and Surveys for March 21, 1922, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 399. An Ordinance entitled, "An Ordinance locating Armory place, in the 7th Ward of the City of Pittsburgh, from Shady avenue to Emerson street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 400. An Ordinance entitled, "An Ordinance fixing the width and position of the westerly sidewalk and re-establishing the grade of Chestnut street, from East Ohio street to Lockhart street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 401. An Ordinance entitled, "An Ordinance establishing the grade on Freedom avenue, from Merrick avenue to Woodbourne avenue."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 402. An Ordinance entitled, "An Ordinance establishing the grade on Peru way, from Roberts street to Arthur street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 421. An Ordinance entitled, "An Ordinance changing the name of Woods Run avenue, between Perrysville avenue and Oakdale avenue, to Mairdale Avenue."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Robertson presented

No. 467. Report of the Committee on Filtration and Water for March 21, 1922, transmitting two resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 422. Resolution authorizing the issuing of a warrant in favor of The Ludlow Valve Mfg. Company in the sum of \$2,205.00, or so much of the same as may be necessary, for the furnishing of gate valves, fire hydrants and parts for Bureau of Water, the same to be chargeable to and payable from Code Account 203-C.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 423. Resolution authorizing the issuing of a warrant in favor of the Pennsylvania Railroad Company in the sum of \$3,810.32, being payment in full for material and supervision necessary to restore the Ross-Aspinwall Pumping Station Siding to a good and safe condition in accordance with the requirements of the Pennsylvania Railroad Company; to be paid out of Water Bonds, Appropriation No. 203-C.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Herron presented

No. 468. Report of the Committee on Parks and Libraries for March 21, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 408. An Ordinance entitled, "An Ordinance granting unto the Memorial Association of the Six-

teenth Military Zone permission to erect a memorial in West End Park to residents of the Sixteenth Military Zone who served the United States of American in the World War."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MCTIONS AND RESOLUTIONS

Mr. Garland moved

That the Minutes of the proceedings of Council, at a meeting held Monday, March 20th, 1922, be approved.

Which motion prevailed.

And on motion of **Mr. McArdle**,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, April 3rd, 1922.

No. 17.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, April 3, 1922.

Council met.

Present—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

PRESENTATIONS

Mr. Anderson presented

No. 469. Resolution authorizing the issuing of warrants in favor of Hildeoerfer & Company for \$137.50 and the Caplan Baking Company for \$63.25 for supplies furnished the Municipal Lodging House established under the supervision of the Department of Public Safety at No. 1 Patrol Station, corner of Cherry and Strawberry ways, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 470. Resolution authorizing and directing the Mayor to execute and deliver a deed to Gus. E. Baker for piece of ground located on Belmont street, 21st Ward, for the sum of \$1,500.00.

Also

No. 471. Resolution authorizing and directing the Mayor to execute and deliver a deed to John Kullamer for Lot No. 39 located on Rodney avenue, 27th Ward, for the sum of \$150.00.

Also

No. 472. Resolution authorizing and directing the City Controller to transfer the sum of \$5,858.04 from the fund heretofore set apart and appropriated by the terms of Ordinance No. 405, Series 1921, approved September 2nd, 1921, from "Boulevard of the Allies Improvement Bonds" Bond Fund Appropriation No. 207, and to credit same for the payment of the final estimate for the completion of Contract No. 5758, Mayor's Office File No. 294 (Contract No. 1291 Controller's Office File), entered into with Booth & Flinn, Ltd., for emergency work for constructing retaining wall on the north side of Forbes street east of Brady street, and authorizing the issuing of warrants drawn on said fund for the payment of the cost of completing said work.

Which were severally read and referred to the Committee on Finance.

Mr. Herron presented

No. 473. Resolution repealing Resolution No. 87, Series 1922, authorizing the issuing of a warrant in favor of Joseph Wallace for the sum of \$205.61, in payment of certain county taxes assessed against property purchased by said Joseph Wallace from the City of Pittsburgh.

Which was read and referred to the Committee on Finance.

Mr. Malone presented

No. 474. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to J. Paul Graham in the sum of \$81.99, being 50 per cent. of the excess meter

rate over the former flat rate on property located at 335 Rebecca street, Tenth Ward.

Which was read and referred to the Committee on Finance.

Also

No. 475. An Ordinance authorizing and directing the construction of a public sewer on the southerly sidewalk of Beechwood boulevard, from a point about 495 feet east of Douglas street to the existing sewer on Phillips avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 476. An Ordinance accepting the dedication of certain property in the Eleventh Ward of the City of Pittsburgh, for public use for highway purposes, opening and naming the same "Elgin Avenue" and establishing the grade thereon.

Also

No. 477. Resolution granting the consent of the City of Pittsburgh to the assignment by Dunn and Ryan Contracting Company, Inc., to Booth and Flinn, Ltd., of its contract with the City of Pittsburgh for the construction of a certain sewer on the Boulevard of the Allies and on Seneca street, as designated in Agreement No. 5754 on file in the Mayor's Office.

Which were severally read and referred to the Committee on Public Works.

The Chair presented

No. 478. Communication from the Trinity Lutheran Church offering to sell to the City property at 2105 Sidney street, South Side, used by the Bureau of Recreation, for the sum of \$20,000.00.

Also

No. 479. Communication from the South Side Transfer & Storage Company offering \$6,000.00 for the property known as Fire Truck Company No. 10 located on South 14th street, 17th Ward.

Which were read and referred to the Committee on Finance.

Also

No. 480. Petition for the repaving of Howley street from Canoe way to Main street.

Also

No. 481. Resolution adopted by the Borough Council of Carrick rela-

tive to the construction of the Saw Mill Run Sewer.

Also

No. 482. Communication from Alice Kane complaining of the parking of an automobile at the foot of Wallace street at Terrace street, and asking that Wallace street be improved.

Which were severally read and referred to the Committee on Public Works.

Also

No. 483. Resolution authorizing and directing the City Controller to transfer \$150.00 from Code Account No. 1841, Salaries, Highland Park Zoo, to Code Account No. 1859, Supplies, Riverview Park, Bureau of Parks.

Which was read and referred to the Committee on Finance.

Also

No. 484. Communication from the Board of Commissioners of Allegheny County asking for a conference with the Council and the Mayor relative to proposed changes at the Sixteenth Street Bridge.

Which was read, received and filed, and the Chair announced that the time of the conference would be fixed for Thursday morning, April 6, 1922, at 11:00 o'clock in the Council Committee Room.

UNFINISHED BUSINESS

Bill No. 461. Communication from the Mayor returning, without his approval, Bill No. 385, Resolution authorizing the issuing of a warrant in favor of L. L. Murray for \$350.00 as damages for injury to his son at the Sheraden Playgrounds.

In Council, March 27, 1922, Read and laid over for one week.

Which was read, received and filed.

Also

Bill No. 385. Resolution authorizing the issuing of a warrant in favor of L. L. Murray for \$350.00, being in full payment for all claims for damages by reason of an accident that occurred to Donald C. Murray, a son of L. L. Murray, who had his arm broken on July 7, 1921, at the Sheraden Playgrounds, and charging same to Appropriation No. 42, Contingent Fund.

In Council, March 27, 1922, returned by Mayor without his approval and

further action postponed for one week.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution became a law notwithstanding the objections of the Mayor.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 485. Report of the Committee on Finance for March 28, 1922 transmitting an ordinance and sundry resolutions to council.

Which was read, received and filed.

Also

Bill No. 446. An Ordinance entitled, "An Ordinance amending a certain part of Section 1 of Ordinance No. 381, approved August 18th, 1921, entitled, 'An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Elizabeth Steel Magee Hospital, Eugene M. O'Neil, Emily O'Neil Davies, Peoples Natural Gas Company, James H. McQuade and John Morozik, situate in the 4th Ward of the City of Pittsburgh, for public park purposes and authorizing the Director of the Department of Public Works of the City or Pittsburgh to take the necessary proceedings therefor.'"

In Finance Committee, March 28, 1922, ordered returned to council with an affirmative recommendation contingent on approval of the Law Department.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Garland also presented
No. 486.

Department of Law
City of Pittsburgh, Penna.,

April 3, 1922.

TO THE PRESIDENT AND MEMBERS OF COUNCIL.

Gentlemen:

On Bill No. 446, An Ordinance amending a certain part of Sec. 1 of Ordinance 381, approved August 18, 1921, entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Elizabeth Steel Magee Hospital, Eugene M. O'Neil, Emily O'Neil Davies, Peoples Natural Gas Co., Jas. H. McQuade, etc.," will report as follows:

This Bill is an ordinance amending the first section of Ordinance No. 381, approved August 18, 1921, by amending this ordinance, a brick dwelling valued at least at \$1,000.00 will be saved and will reduce the damage to be awarded to Eugene M. O'Neil to that amount.

In order to carry out the scheme of the City in the development of this property for roadway and park purposes, the taking of this additional house is not necessary. The attached blue print shows the portion of the property which will be saved by this amended Bill, on which strip there is a portion of the house which is also saved.

All the City's scheme can be carried out by saving these damages, and we, therefore, recommend the passing of this Bill.

Respectfully submitted,

Richard W. Martin,
City Solicitor.

Which was read, and on motion of Mr. Garland, received and filed.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation

Bill No. 442. Resolution authorizing and directing the City Controller to transfer the sum of \$13,654.65 from Bond Fund 177-A, Pittsburgh City Home and Hospitals, to Bond Fund 217, Pittsburgh City Home and Hospitals.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 443. Resolution authorizing and directing the City Controller to transfer the sum of \$8,500.00 from Code Account No. 1517-M, Maintenance Fund, Bureau of Engineering, to the following code account in the Bureau of Highways and Sewers: To Code Account 1653, Wages, Temporary Employees, Asphalt Plant \$3,500.00; to Code Account 1656, Materials, Asphalt Plant, \$5,000.00.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 440. Resolution authorizing the issuing of a warrant in favor of Miss Doris McCarthy, of 1518 Dagmore avenue, for \$81.00, in full settlement of any and all claims for damages which she might have against the City arising out of an accident that occurred to her on November 13, 1921, on Broadway street, near the corner of Coast street, Pittsburgh, Pa., and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 351. Resolution authorizing and directing the City Controller to transfer the sum of \$26,000.00 from the fund heretofore set apart and appropriated by the terms of Ordinance No. 405, Series 1921, approved September 2, 1921, from "Boulevard of the Allies Improvement Bonds," Bond Fund Appropriation No. 207, and to credit same for the payment of the final estimate for the completion of Contract No. 5662, May-

or's Office File No. 289, entered into with the Dravo Contracting Company for the construction of ramp and foundations for Viaduct No. 1, Boulevard of the Allies, and authorizing the issuing of warrants drawn on said fund for the payment of the cost of completing said contract.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 444. Resolution authorizing and directing the City Controller to transfer the sum of \$59,000.00 from the fund heretofore set apart and appropriated by the terms of Ordinance No. 405, Series 1921, approved September 2, 1921, from "Boulevard of the Allies Improvement Bonds," Bond Fund Appropriation No. 207, and to credit same for the payment of the final estimate for the completion of Contract No. 5655, Mayor's Office File No. 289, entered into with the Thos. Cronin Company for the grading, re-grading, etc., and otherwise improving the Boulevard of the Allies, from a point 215.12 feet east of the east line of Shinglers street to the east line of 61st street, and authorizing the issuing of warrants drawn on said fund for the payment of the cost of completing said contract.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 375. Resolution authorizing the issuing of a warrant in favor of Fred Hering in the sum of of \$575.00, as payment in full for work performed by him and furnished to the Department of Law, the Bureau of Engineering and the Bureau of Construction in the widening of Taylor avenue and the reconstruction of the bridges on North avenue and Irwin avenue, and for estimating the sound value of and the cost of remodeling, raising and removing buildings on the street paralleling the Baltimore and Ohio Railroad from Greenfield avenue to Hazelwood avenue as proposed for the eliminating of the grade crossing at the Baltimore and Ohio Railroad, and charging the same to Code Account No.....

In Finance Committee, March 28, 1922, read and amended by striking out the words "to Code Account No.....", and by inserting in lieu thereof the words "as follows: \$125.00 to Code Account No. 205, North and Irwin Avenue Bridge Bond Fund, and \$450.00 to Code Account No. 233, Irvine Street Improvement bond fund," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage,

the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also, with a negative recommendation,

Bill No. 445. Resolution authorizing and directing the Mayor to execute and deliver a deed for piece of ground located on Perrysville avenue, 25th Ward, to H. B. Frazier, for the sum of \$500.00.

Which was read.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Mr. Malone presented

No. 487. Report of the Committee on Public Works for March 28th, 1922, transmitting several ordinances and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 297. An Ordinance entitled, "An Ordinance extending and opening Meyer street, in the 19th Ward of the City of Pittsburgh, as located by Ordinance No. 44, approved May 17th, 1894, from the southerly line of James Douglass Plan to the southerly line of Albert street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 448. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Plainfield street, from Forbes street to Squirrel Hill avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 449. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the roadway and on the

southeast sidewalk of Broadhead Fording road (formerly Chartiers Township) from a point about 190 feet northeast of Catherine street to the existing sewer on Broadhead Fording Road at a point about 20 feet northwest of Linwood avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 451. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Amman street and Abington way, from a point about 20 feet northeast of Stapleton street to the existing sewers on West Liberty avenue, with a branch sewer on Amman street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 413. An Ordinance entitled, "An Ordinance giving the owner of the building fronting on Milgate, street in the City of Pittsburgh, between Main street and Friendship avenue, and being numbers 4204, 4206, 4208, 4210, 4212, 4214, 4216, 4218, 4220, 4222, 4224 and 4226 on said street, the privilege of maintaining the front of said building where the same is now situated until such time as the front of said building may be removed or destroyed."

In Public Works Committee, March 28, 1922, Vote reconsidered by which bill was ordered returned to council affirmatively and bill amended in Section 1 and in the title, after the words "removed or destroyed" by inserting the words "or until such time as the said strip of ground may be needed for public purposes," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Malone moved

That the amendments of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 450. Resolution approving the payment of extras, amounting to \$100.80, in the contract with Booth & Flinn Company, Ltd., for the construction of a public sewer on the north sidewalk of the Boulevard of the Allies, and on Seneca street, from a point about 60 feet east of Gist street to the existing sewer on Tustin street, etc., and authorizing and directing the City Controller to charge same as part of the cost of said improvement.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. McArdle presented

No. 488. Report of the Committee on Charities and Correction for

March 28, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 452. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing of One (1) 2 or 3 speed, four (4) cylinder crawler tractor complete with belt pulley for the Pittsburgh City Home and Hospital, Mayview, Pa."

Which was read.

• Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Borland presented

No. 489. Resolution providing that the Council, or a committee thereof, shall view the situation and investigate all the facts and conditions leading to the abandonment of Fire Engine House No. 27, known as the Lincoln Avenue Engine House, with the purpose of advising with the Director of the Department of Public Safety to restore the use and occupation of said Fire Engine House.

Which was read and referred to the Committee on Public Safety.

And on motion of Mr. Garland
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, April 10th, 1922.

No. 18.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, April 10, 1922.

Council met.

Present—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Absent—Mr. Eorland

PRESENTATIONS

Mr. Anderson presented

No. 490. Resolution authorizing the issuing of a warrant in favor of Jas. R. Mellon, et al., in the sum of \$740.67, refunding overpaid water rent on property at Fifth avenue and Smithfield street, Second Ward, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Which was read and referred to the Committee on Finance.

Also

No. 491. Resolution authorizing the issuing of warrants in favor of the following firms in payment of claims contracted for by the Department of Public Safety without competitive bids, and charging the amounts to the appropriation items shown below:

SCHEDULE	Amount	Approp. No.
Animal Rescue League of Pittsburgh.....	\$1,080.03	1460
Pittsburgh Family Laundry Company....	14.87	1429
Pittsburgh Family Laundry Company....	214.44	1447
Pittsburgh Family Laundry Company....	548.30	1463

Which was read and referred to the Committee on Public Safety.

Mr. Herron presented

No. 492. Resolution authorizing the issuing of warrants drawn on Appropriation No. 1895½, for the payment of wages and materials incurred by the Bureau of Parks for the reconstruction of fence in front of Grandstand at Schenley Oval.

Also

No. 493. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, to advertise for proposals and to award a contract or contracts for the repairs to the outside cages of the Highland Park Zoo and providing for the payment of the cost thereof.

Which were read and referred to the Committee on Parks and Libraries.

Mr. Malone presented

No. 494. Petition for the construction of a boardwalk on Wyandotte street between Wallace street and Outlet street.

Also

No. 495. Resolution authorizing the issuing of a warrant in favor of J. Toner Barr for the sum of \$5,020.00 for extra work done on the contract for the reconstruction of Center Avenue Bridge over P. R. R., Contract No. 2, and charging same to Code Account No. 204, Center Avenue Bridge Bonds. 1919.

Also

No. 496. Resolution approving the two certain leases made by the Peoples Savings and Trust Company of Pittsburgh, Trustee for E. Louise McLeod Mitchell, to the City of Pittsburgh, respectively being for that certain property having a frontage of 39.46 feet on Tunnel street in the Second Ward of the City of Pittsburgh at an annual rental of \$1,500.00, payable monthly at the rate of \$125.00 per month; and that certain property having a frontage of 104.35 feet, more or less, on Tunnel street, in the aforesaid Ward and City, at an annual rental of \$3,500.00 at the rate of \$275.00 per month, and charging the rentals for the current fiscal year to Appropriation No. 1613, Miscellaneous Services, Stables and Yards, Bureau of Highways and Sewers.

Also

No. 497. An Ordinance widening East Ohio street, in the 24th Ward of the City of Pittsburgh, between points 230.45 feet and 251.17 feet, along the northerly line of East Ohio street westwardly from Station 37+10.88 as described in Ordinance No. 303 widening East Ohio street, etc., approved October 2nd, 1919, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from the property benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 498. Communication from the Young Men's Club of St. Johns the Evangelist Church offering \$7,500.00 for the engine house property on South 14th street.

Also

No. 499. Resolution authorizing and directing the Mayor to execute and deliver a deed to The Young Men's Club of St. Johns the Evangelist's Church for Lot No. 13 in C. Ihmsen Plan, located on South 14th street, 17th Ward, for the sum of \$7,500.00.

Which were read and referred to the Committee on Finance.

Mr. Robertson presented

No. 500. Resolution authorizing and directing the Mayor to execute and deliver a deed to W. S. Koerner for a piece of ground on Warren street, for the sum of \$700.00.

Which was read and referred to the Committee on Finance.

Also

No. 501. An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with Sarah Nancy Benedum, Clara H. Brown, Charles M. Brown, Margaret E. Blair and Antoinette Goldy Kuhn, whereby the said parties shall give license, privilege and right of way to maintain a City water main and appurtenances extending through their property in the 14th Ward from Fifth avenue to a point on a private drive in the Thomas M. Howo Estate Plan.

Which was read and referred to the Committee on Filtration and Water.

The Chair presented

No. 502. An Ordinance empowering the Mayor and the Director of the Department of Public Works to enter into, execute a contract with, and deliver the same to Inland Rivers Wharf Company, sub-leasing to said Company, for use in conducting the business of a public wharf, a portion of the property leased to the City by the Western Pennsylvania Exposition Society on Duquesne way, fixing the rental under said lease, and fixing other terms and conditions of said contract of lease.

Also

No. 503. Communication from Mrs. Lydie S. Elwood relative to sale of property in the Larimer Avenue District, Twelfth Ward, for playground site.

Also

No. 504. Communication from Dr. C. W. Lurting asking to be reimbursed in the sum of \$17.75 for damages to automobile by dropping into hole in the street on Marshall avenue.

Also

No. 505. Communication from the Lent Traffic Company relative to lease of Exposition Music Hall and adjoining property for storage purposes in handling river shipments.

Also

No. 506. Communication from W. G. Negley asking that his clients, Mrs. Belle C. Arter and Emma C. Comp, be reimbursed for damages caused by the improvement of Methyl street, 19th Ward.

Which were severally read and referred to the Committee on Finance.

Also

No. 507. Resolution authorizing the issuing of a warrant in favor

of Lucy Graham for \$216.00 in payment for lost time as Playground Director in the Bureau of Recreation on account of sickness from February 15th to April 9, 1922, and charging same to Code Account No. 1905-M, Salaries, Regular Employees, Bureau of Recreation.

Also

No. 508. Communication from the John Eichleay, Jr. Company asking that Muriel street, from South 15th street to South 17th street be opened to a width of 50 feet.

Also

No. 509. Communication from John Eichleay, Jr. Company asking that Wharton street and Fox street between South 21st and South 22nd streets be repaved.

Also

No. 510. Communication from John W. Worrell calling attention to condition of Penn avenue from Negley avenue westwardly a distance of about six blocks.

Also

No. 511. Communication from Andrew J. Seman asking that a pair of steps be constructed from Greenfield avenue to the upper end of Alexis street.

Also

No. 512. Communication from the Western Pennsylvania Humane Society asking that the City construct a retaining wall in front of their property on Bigelow Boulevard near Washington Place.

Also

No. 513. Communication from Charles A. Finley, Director of the Department of Public Works submitting report relative to the repaving of the Evergreen road from East street to the City Line.

Which were severally read and referred to the Committee on Public Works.

Also

No. 514. An Ordinance authorizing and directing the Mayor of the City of Pittsburgh to make, execute and deliver in the name of and for the City of Pittsburgh, a contract with The Brownsville Avenue Street Railway Company, West Liberty Street Railway Company, Pittsburgh & Charleroi Street Railway Company, Pittsburgh and Birmingham Traction Company, United Traction Company of Pittsburgh, Pittsburgh Railways Company and C. A. Fagan, W. D. George and S. L. Tone, Receivers of the Pitts-

burgh Railways Company, for the temporary abandonment of one of the tracks of the double track street railway on Brownsville avenue, from Warrington avenue to Carson street, in the Seventeenth and Eighteenth Wards of the City of Pittsburgh.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 515. Communication from Bricklayer's Union No. 2 relative to report made under date of March 27, 1922, by Edward Stotz, Architect, to the Board of Public Education, the subject of the report being "the conditions obtaining in the construction of the brick work in the Westinghouse High. Perry and Greenfield school buildings, now in course of erection."

Which was read, received and filed, and copy furnished each member of Council.

Mr. Garland presented

No. 516. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Seven hundred seventy-one thousand dollars (\$771,000.00) and providing for the issue and sale of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expenses) of opening, widening, extending and improving Mount Washington Roadway, a new highway (in part along existing streets) to extend from Grandview avenue at Merrimac street eastwardly along the hill side to Manor street, and thence to a point near the intersection of Sarah street and South Seventh street, including the construction of a highway bridge and under-grade crossings, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 517. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Three hundred eighty-one thousand dollars (\$381,000.00), and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the cost, damages and expense (including engineering expenses) of the improvement and extension of the

water supply system of the City of Pittsburgh, including the acquisition of equipment, the erection and equipment of structures and buildings, the construction, remodeling and equipment of pumping stations, the extension and improvement of the pipe line system, the improvement and equipment of reservoirs, the purchase and installation of meters and the acquisition of real estate for said purposes, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 518. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Fifty-four thousand dollars (\$54,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the payment of the difference between the total cost, damages and expenses, and the special benefits arising to property benefited by the relocating, widening, extending, change of grade, grading, paving, curbing, and otherwise improving Webster avenue, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 519. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of three hundred forty-five thousand dollars (\$345,000.00) and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering expenses) of additions, extensions and improvements to the sewer system of said City, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 520. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of two hundred fifty-five thousand dollars (\$255,000.00), and providing for the issue and sale of bonds of said City in said amount to provide additional funds for the cost, damages and expense (including engineering expenses) of opening new streets and improving the new and existing streets of said City generally, including as may be required in the case of each street vacating, widening, establishing and changing grades, grading and regrading, curbing and recurbing, relaying sidewalks and laying and relaying sewers and drains,

constructing and reconstructing retaining walls and street foundations and surfaces, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 521. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of one hundred five thousand dollars (\$105,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering expenses and work incidental thereto) of repairing, reconstructing and replacing highway bridges of said City generally and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 522. An Ordinance authorizing and directing the issuance and sale of funding bonds of the City of Pittsburgh in the aggregate principal amount of one million five hundred thirty thousand dollars (\$1,530,000.00) for the purpose of funding existing unfunded indebtedness of the City, consisting of contractors' claims, claims for damages arising from the opening, widening and improving of streets, and for the construction of sewers and other floating indebtedness, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 523. An Ordinance authorizing and directing the issuance and sale of funding bonds of the City of Pittsburgh in the aggregate principal amount of six hundred sixty thousand dollars (\$660,000.00), for the purpose of funding existing unfunded indebtedness of the City, consisting of final awards of damages arising from the opening, widening and improving of streets, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 524. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of thousand dollars (\$.....), and providing for the issue and sale of bonds of said City in said amount to provide additional funds for the acquisition and installation of apparatus, appliances and appurtenances, and the laying of wires and construction of conduits for the relocation of the central fire alarm station, for the alteration and im-

provement of existing buildings for a central police station and magistrates' courts, and for the purchase of fire engines and other apparatus for the extinction of fires, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 525. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to lease for a term of years to the Pittsburgh Athletic Company, a corporation, a parcel or piece of ground in the Fourth ward and fixing the rental therefor.

Also

No. 526. Resolution authorizing the issuing of warrants in favor of J. P. Clancey for \$46.85; John J. Ford for \$44.50; William J. Kane for \$258.70; Louis H. Leff for \$70.00, and Pullman Taxi Service Company for \$5.35, for moneys expended in securing evidence against violations of the law, and charging same to Appropriation 42.

Also

No. 527. Resolution authorizing and directing the Mayor to execute and deliver a deed to Richard Hoerster and Jennie Strahley Hoerster, his wife, for all that certain lot or piece of ground situate in the Twentieth (formerly Thirty-sixth) ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, fronting on Elliott street, being Lot No. 287 in John Alexander's Plan of Lots.

Also

No. 528. Resolution authorizing and directing the Mayor to execute and deliver a deed to James Olliffe for Lot No. 4 in Benton Place Plan of Lots, located on Benton avenue, Twenty-seventh ward, for the sum of \$350.00.

Also

No. 529. Resolution authorizing and directing the Mayor to execute and deliver a deed to A. L. Kissinger for Lot No. 83 in E. P. Jones Plan located on Wadsworth street, Fifth ward, for the sum of \$40.00.

Also

No. 530. Petition of Patrick McNulty for abatement of water rent on premises at 3229 Penn avenue, Sixth ward.

Which were severally read and referred to the Committee on Finance.

Also

No. 531. Communication from John H. Henderson, City Controller, transmitting detailed statement of the items of the floating debt of the City as of December 31, 1921, and which are or will become due and payable during the fiscal year 1922.

Which was read, received and filed.

Mr. English presented

No. 532. An Ordinance authorizing and directing the Mayor of the City of Pittsburgh to make, execute and deliver in the name of and for the City of Pittsburgh, a contract with THE PITTSBURGH AND WEST END RAILWAY COMPANY, WEST END TRACTION COMPANY, PITTSBURGH RAILWAYS COMPANY and C. A. FAGAN, W. D. GEORGE and S. L. TONE, Receivers of the Pittsburgh Railways Company, for the temporary abandonment of the southerly street railway track on West Carson street from a point 400 feet west of Smithfield street to a point on West Carson street 400 feet east of Point bridge, all in the Nineteenth ward of the City of Pittsburgh.

Which was read and referred to the Committee on Public Service and Surveys.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 533. Report of the Committee on Finance for April 4, 1922, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 469. Resolution authorizing the issuing of a warrant in favor of the following named firms for supplies furnished the Municipal Lodging House established under the supervision of the Department of Public Safety at No. 1 Patrol Station, and for which no competitive bids were taken, to wit:

Name	Item	Code	Acct.	Amount
Hilldoerfer & Company,	coffee,			
No. 42, Contingent Fund.....				\$137.50
Caplan Baking Company,	bread,			
No. 42, Contingent Fund.....				63.25

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and

final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 473. Resolution repealing Resolution No. 87, Series 1922, authorizing the issuing of a warrant in favor of Joseph Wallace for the sum of \$205.61, in payment of certain county taxes assessed against property purchased by said Wallace from the City of Pittsburgh, and which became a law March 27, 1922.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 474. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to J. Paul Graham on account of charge for water in the sum of \$81.99, being 50 per cent of the excess meter rate over the former flat rate, on premises at 333 and 335 Rebecca street, Tenth ward.

Which was read.

Mr. Garland moved

A suspension of the rule to al-

low the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 483. Resolution authorizing and directing the City Controller to transfer the sum of \$150.00 from Code Account No. 1841, Salaries, Highland Park Zoo, to Code Account No. 1859, Supplies, Riverview Park.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 534. Report of the Committee on Public Works for April 4, 1922, transmitting an ordinance and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 475. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the southerly sidewalk of Beechwood boulevard, from a point about 495 feet east of Douglas street to the existing sewer on Phillips ave-

nue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 477. Resolution giving the consent of the City of Pittsburgh to the assignment by Dunn and Ryan Contracting Company, Inc., to Booth and Flinn, Ltd., of its contract with the City, dated October 26, 1921, for the construction of a certain sewer on the Boulevard of the Allies and on Seneca street, being Agreement No. 5754, File No. 293, Mayor's Office (the consent of the surety on the bond of the Dunn and Ryan Contracting Company, Inc., having been given to the assignment).

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Also

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Anderson (for Mr. Borland) presented

No. 535. Report of the Committee on Public Service and Surveys for April 4, 1922, transmitting an ordinance to Council.

Which was read, received and filed.

Also

Bill No. 428. An Ordinance entitled, "An Ordinance vacating an 8-foot unnamed way in the Sixteenth ward of the City of Pittsburgh, from Mary street to Harcums way, as laid out in Joseph Walton's Plan of Lots, and recorded in the Recorder's Office of Allegheny County in Plan Book, volume 8, page 64."

In Public Service and Surveys Committee April 4, 1922. Read and amended by inserting a new section, to be known as Section 2, as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Anderson moved

That the amendment of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Anderson presented

No. 536. Whereas, By order of the Department of Public Safety, No. 27 Fire Engine House on Lincoln avenue was closed and abandoned on March 1st of this year; and

Whereas, Council has received numerous protests from the people of the Lincoln avenue district claiming the Engine House is a necessity to the district and should not have been abandoned; and

Whereas, A committee of Council has made an investigation and visited the district affected by the closing of this Engine House, and believes the department has made a mistake in abandoning No. 27 Engine House; therefore, be it

Resolved, That the Mayor and the Director of the Department of Public Safety be and they are hereby requested to have No. 27 Fire Engine House on Lincoln avenue reopened and put in commission.

Which was read and referred to the Committee on Public Safety.

Mr. McArdle arose and said:

Mr. President, I arise to a question of personal privilege. On Saturday morning I understand that there was a meeting of the Committee on Finance, the record of the meeting showing that I was not present.

In that connection I desire to say that the first information I had that

it was contemplated to hold this Finance Committee meeting was about 6:30 o'clock on Saturday evening when I arrived home, after I had spent the day in the City, and found the postal card notice. The postal card was delivered to my house by the mail carrier on his first delivery and was delivered between the hour of 10:30 and 11 o'clock in the morning. That was some three-quarters of an hour after I had left the house, and I did not during the day have any intimation that the committee was in session. I did not come near City Hall, so I had no notice of the meeting until long after it had taken place, and I had no intimation of what was to be considered until I had read it in the Sunday morning papers.

I arise now that a minute may be made in this meeting explaining my absence from that meeting.

Mr. Malone arose and said:

Mr. President, I arise also in the same manner. I too did not receive my postal card notice until I arrived home Saturday evening. I happened to be in Director Finley's office on Saturday morning and learned that he was attending a meeting of the Finance Committee, and by reason of that fact I went to the committee room and found the committee in session, this being some time after the committee convened.

I would suggest that in the future when meetings are held on short notice that the clerk send out special delivery letters notifying the members of Council of the time and place of the meeting.

Mr. Robertson moved

That the minutes of the proceedings of Council at a meeting held on Monday, March 27, 1922, be approved.

Which motion prevailed.

And on motion of Mr. Robertson

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, April 17th, 1922.

No. 19.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,
Monday, April 17, 1922.

Council met.

Present—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Absent—Mr. Eorland

PRESENTATIONS

Mr. Anderson presented

No. 537. An Ordinance widening certain portions of Second avenue in the First ward of the City of Pittsburgh, between a point 219.60 feet eastwardly from the first angle in the former northerly line of Second avenue east of Ross street and a point 69.72 feet eastwardly from the second angle in the former northerly line of Second avenue east of Ross street, as hereinafter designated and described as Portions "A" and "E"; and providing that the costs, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from the properties benefited thereby.

Which was read and referred to the Committee on Public Works.

Also

No. 538. An Ordinance amending a portion of Section 5, "Calculations for Safe-Carrying Capacity" and amending a portion of Section 6, "General Requirements for Building Materials, Systems, Units and Forms of Construction" of an ordinance entitled, "An Ordinance regulating the design, erection and the use of building materials, systems, units and forms of construction; authorizing the Superintendent of the Bureau of Building Inspection to issue approvals and disapprovals of building materials, systems, units and forms of construction, etc.," approved July 13, 1921.

Which was read and referred to the Committee on Public Safety.

Mr. English presented

No. 539. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Louise K. Nullmeyer for \$152.35, being 50 per cent of the excess meter rate over the former flat rate on property at 2706 and rear Sarah street, Sixteenth ward.

Which was read and referred to the Committee on Finance.

Also

No. 540. An Ordinance granting unto the Southwest Pennsylvania Pipe Lines, its successors and assigns, the right to construct, maintain and use a two-inch pipe line for the transportation of crude oil from Carl Swartz's property, Twenty-eighth ward, to P. C. C. & St. L. R. R. (Corliss yard), Twentieth ward, said pipe line to run from the northern side of Chartiers avenue under and across Chartiers avenue to Oliffe street to Fairmount avenue to Sylvania avenue to unnamed alley to private property and across Woodland boulevard to said Carl Swartz's property, an approximate distance of 2,165 feet, Pittsburgh, Pa.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 541. Resolution authorizing the issuing of a warrant in favor of the Rieck-McJunkin Dairy Company in the sum of \$588.48, or so much of the same as may be necessary for milk and cream for the Tuberculosis Hospital, and charging same to Code Account No. 1231.

Which was read and referred to the Committee on Health and Sanitation. Mr. Garland presented

No. 542. Resolution authorizing the issuing of a duplicate warrant in favor of the Sugar Beets Products Company for the sum of \$79.80, to take the place of Warrant No. 15097, which was lost, and charging same to Appropriation No. 1659½.

Also

No. 543. Resolution authorizing and directing the Controller to transfer the sum of \$2,000.00 from Code Account No. 1219, Supplies, Division of Transmissible Diseases, to Code Account No. 1205, Equipment, General Office, Department of Public Health.

Also

No. 544. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of swimming pool, building and the necessary appurtenances therefor in Olympia Park, and authorizing the setting aside of \$25,000.00 from the proceeds of Playground Improvement Bonds, Appropriation No. 201, for the payment of the costs thereof.

Which were read and referred to the Committee on Finance.

Mr. Herron presented

No. 545. An Ordinance establishing the grade of Kent way, from McCandless street to Fifty-third street.

Also

No. 546. An Ordinance establishing the grade of Macon avenue, from Overton street to Hutchinson street.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. Malone presented

No. 547. Petition for the grading, paving and curbing of Malvern avenue, from Plainfield street to Fair Oaks street.

Also

No. 548. An Ordinance authorizing and directing the grading, paving and curbing of Malvern avenue, from Plainfield street to Fair Oaks street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 549. An Ordinance authorizing and directing the construction of a public sewer on Duffield street, from a point about 30 feet southwest of Adelpia street to the existing sewer on Greenwood street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 550. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving of certain streets and avenues, and authorizing the setting aside of the aggregate sum of one hundred seventy-three thousand five hundred (\$173,500.00) dollars, from Code Account No. 1517-M, Maintenance Fund, Bureau of Engineering, for the payment of the cost thereof.

Which were severally read and referred to the Committee on Public Works.

Mr. Robertson presented

No. 551. Resolution authorizing the issuing of a warrant in favor of the Director of the Department of Supplies or authorized agents, for a sum not to exceed \$125.00, to defray expenses for an inspection trip for Filtration Hose, and charging same to Code Account No. 1750.

Which was read and referred to the Committee on Filtration and Water.

The Chair presented

No. 552. Communication from the A. M. Byers Company asking that the City maintain the playgrounds now situated on the American Steel and Wire Company's property at South Eighth and Bingham streets.

Also

No. 553. Communication from H. C. Wilson offering property on Forbes street west of Hooper street as a site for Central Police Station and Morals Court.

Also

No. 554. Communication from H. C. Wilson offering the Getty property on Forbes street east of Boyd street as a site for Central Police Station and Morals Court.

Which were severally read and referred to the Committee on Finance.

Also

No. 555. Communication from the Commissioners of Allegheny County asking that East Carson street from South Twenty-second street to the City Line be repaved.

Also

No. 556. Communication from C. C. Hamilton asking that Jefferson street, from Alpena street to Milwaukee street, Fifth ward, be graded, paved and curbed.

Also

No. 557. Petition of residents and property owners for the improvement of Arlington avenue.

Also

No. 558. Communication from the Brookline Board of Trade relative to the improvement of Pioneer avenue, Nineteenth ward.

Also

No. 559. Communication from the Homewood-Brushton Board of Trade relative to the repaving of Hamilton avenue and other streets in the Thirteenth ward.

Also

No. 560. Communication from A. J. Killmeyer regarding the condition of Bucyrus street, Twentieth ward.

Also

No. 561. An Ordinance authorizing and directing the grading, paving and curbing of Pioneer avenue, from West Liberty avenue to Brookline boulevard, and the construction of a storm sewer for the drainage thereof, including the extension of a lateral storm sewer on Stetson street to a connection with the existing storm sewer on West Liberty avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Also

No. 562. Communication from the Pennsylvania Association for the Blind inviting the members of Council to a reception at the headquarters of

the association on Second avenue on Wednesday, May 10, 1922, from 3:30 to 5 P. M.

Which was read.

Mr. Garland moved

That the communication be received and filed, and the invitation accepted, and as many members as possible attend.

Which motion prevailed.

REPORTS OF COMMITTEES.

Mr. Garland presented.

No. 563. Report of the Committee on Finance for April 11, 1922, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also

Bill No. 564.

DEPARTMENT OF LAW.

Pittsburgh, April 17, 1922.

To the President and Members of Council.

Gentlemen:

I have examined the various ordinances authorizing and directing the increases of indebtedness and the issuance and sale of certain bonds of the City of Pittsburgh now pending before Council.

I am of opinion that all these ordinances are in proper legal form.

Yours respectfully,

RICHARD W. MARTIN,
City Solicitor.

Which was read, received and filed, and ordered printed in full in the Record.

Also, with an affirmative recommendation

Bill No. 516. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Seven hundred seventy-one thousand dollars (\$771,000.00) and providing for the issue and sale of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expenses) of opening, widening, extending and improving Mount Washington Roadway, a new highway (in part along existing streets) to extend from Grandview avenue at Merrimac street eastwardly along the hill side to Manor street,

and thence to a point near the intersection of Sarah street and South Seventh street, including the construction of a highway bridge and under-grade crossings, and providing for the redemption of said bonds and the payment of interest thereon.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 517. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Three hundred eighty-one thousand dollars (\$381,000.00), and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the cost, damages and expense (including engineering expenses) of the improvement and extension of the water supply system of the City of Pittsburgh, including the acquisition of equipment, the erection and equipment of structures and buildings, the construction, remodeling and equipment of pumping stations, the extension and improvement of the pipe line system, the improvement and equipment of reservoirs, the purchase and installation of meters and the acquisition of real estate for said purposes, and providing for the redemption of said bonds and the payment of interest thereon.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 518. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Fifty-four thousand dollars (\$54,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the payment of the difference between the total cost, damages and expenses, and the special benefits arising to property benefited by the relocating, widening, extending, change of grade, grading, paving, curbing, and otherwise improving Webster avenue, and providing for the redemption of said bonds and the payment of interest thereon.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 519. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of three hundred forty-five thousand dollars (\$345,000.00) and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering expenses) of additions, extensions and improvements to the sewer system of said City, and providing for the redemption of said bonds and the payment of interest thereon.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 520. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of two hundred fifty-five thousand dollars (\$255,000.00), and providing for the issue and sale of bonds of said City in said amount to pro-

vide additional funds for the cost, damages and expense (including engineering expenses) of opening new streets and improving the new and existing streets of said City generally, including as may be required in the case of each street vacating, widening, establishing and changing grades, grading and regrading, curbing and recurbing, relaying sidewalks and laying and relaying sewers and drains, constructing and reconstructing retaining walls and street foundations and surfaces, and providing for the redemption of said bonds and the payment of interest thereon.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 522. An Ordinance entitled, "An Ordinance authorizing and directing the issuance and sale of funding bonds of the City of Pittsburgh in the aggregate principal amount of one million five hundred thirty thousand dollars (\$1,530,000.00) for the purpose of funding existing unfunded indebtedness of the City, consisting of contractors' claims, claims for damages arising from the opening, widening and improving of streets, and for the construction of sewers and other floating indebtedness, and providing for the redemption of said bonds and the payment of interest thereon.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 523. An Ordinance entitled, "An Ordinance authorizing and directing the issuance and sale of funding bonds of the City of Pittsburgh in the aggregate principal amount of six hundred sixty thousand dollars (\$660,000.00), for the purpose of funding existing unfunded indebtedness of the City, consisting of final awards of damages arising from the opening, widening and improving of streets, and providing for the redemption of said bonds and the payment of interest thereon.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 441. Resolution authorizing and directing the City Controller to make a distribution of the sum of \$758,400.00 from Appropriation No. 1517-M, Maintenance Fund, Bureau of Engineering, to the various code accounts of said bureau for the purpose of providing for the operation of the said bureau for the fiscal year of 1922.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 527. Resolution authorizing and directing the Mayor to execute and deliver a deed to Richard Hoerster and Jennie Strahley Hoerster, his wife, for all that certain lot or piece of ground situate in the Twentieth ward, fronting 20 feet on Elliott street, and being Lot No. 287 in John Alexander's Plan of Lots.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 470. Resolution authorizing and directing the Mayor to execute and deliver a deed to Gus E. Baker for the sum of \$1,500.00 for piece of ground located on Belmont street, Twenty-first ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Bill No. 471. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot No. 39, located on Rodney avenue, Twenty-seventh ward, City, bounded and described as follows: Beginning on the northwest side of Rodney avenue at the corner of lot No. 40 in Fearnleay and Gilloford Plan of Lots; thence extending westwardly 24 feet to lot No. 38 in said plan; thence northwestwardly 80 feet, more or less, to a pin; thence northwardly 24 feet, more or less, to lot No. 40; thence southeastwardly 1.98 feet to Rodney avenue, the place of beginning, to John Kulamer for the sum of \$150.00.

In Finance Committee April 11, 1922. Read and amended by striking out the words "24 feet" and by inserting in lieu thereof the words "29.38 feet" and by striking out the words "1.98 feet" and by inserting in lieu thereof the words "100.98 feet," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 490. Resolution authorizing the issuing of a warrant in favor of Jas. R. Mellon, et al., in the sum of \$740.67 on account of refunding water rent on property at Fifth avenue and Smithfield streets, Second ward, the buildings being vacated April 1, 1922, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 526. Resolution authorizing the issuing of warrants in favor of the following persons and firm for monies expended in securing evidence against violators of the law, and charging the same to the appropriation items shown below:

Schedule—	Amount.	Appro. No.
J. P. Clancey	\$ 46.85	42
John J. Ford	44.50	42
William J. Kane.....	258.70	42
Louis H. Leff	70.00	42
Pullman Taxi Service Company	5.35	42

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 565. Report of the Committee on Public Works for March 11, 1922, transmitting two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 495. Resolution authorizing the issuing of a warrant in favor of J. Toner Barr for the sum of

\$5,020.00, for extra work done on contract for the reconstruction of Center avenue bridge over P. R. R., Contract No. 2, and charging same to Code Account No. 204, Center Avenue Bridge Bonds, 919.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 496. Resolution approving the two certain leases made by the Peoples Savings and Trust Company of Pittsburgh, Trustee for E. Louise McLeod Mitchell, to the City of Pittsburgh, respectively being for that certain property having a frontage of 39.46 feet on Tunnel street in the Second Ward of the City of Pittsburgh at an annual rental of \$1,500.00, payable monthly at the rate of \$125.00 per month; and that certain property having a frontage of 104.35 feet, more or less, on Tunnel street, 2nd Ward, at an annual rental of \$3,300.00, at the rate of \$275.00 per month, payment for said rentals for the current fiscal year to be made from Appropriation No. 1613, Miscellaneous Services, Stables and Yards, Bureau of Highways and Sewers.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Robertson presented

No. 566. Report of the Committee on Filtration and Water for April 12, 1922, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 501. An Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with Sarah Nancy Benedum, Clara H. Brown, Charles M. Brown, Margaret B. Blair and Antoinette Goldy Kuhn, whereby the said parties shall give license, privilege and right of way to maintain a city water main and appurtenances extending through their property in the Fourteenth ward from Fifth avenue to a point on a private drive in the Thomas M. Howe Estate Plan."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Herron presented

No. 567. Report of the Committee on Parks and Libraries for April 12th, 1922, transmitting an ordinance and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 493. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repairs to the outside cages of the Highland Park Zoo, and providing for the payment of the cost thereof."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 492. Resolution authorizing the issuing of warrants drawn on Appropriation No. 1895½ for the payment of wages and materials incurred by the Bureau of Parks in rebuilding fence in front of grandstand at Schenley Oval.

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Anderson presented

No. 568. Report of the Committee on Public Safety for April 11, 1922, transmitting two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 491. Resolution authorizing the issuing of warrants in favor of the following firms in payment of claims contracted for by the Department of Public Safety without competitive bids, and charging the amounts to the appropriation items shown below:

SCHEDULE	Amount	Approp. No.
Animal Rescue League of Pittsburgh.....	\$1,080.03	1460
Pittsburgh Family Laundry Company....	14.87	1429
Pittsburgh Family Laundry Company....	214.44	1447
Pittsburgh Family Laundry Company....	548.30	1463

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 536. Resolution requesting the Mayor and the Director of the Department of Public Safety to have No. 27 Fire Engine House, on Lincoln avenue, reopened and put in commission.

Which was read.

Mr. Anderson moved

The adoption of the resolution.

Upon which motion the ayes and noes were ordered taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	Robertson
Herron	Winters (Pres.)

Noes—Messrs.

Garland	McArdle
---------	---------

Ayes—6.

Noes—2.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. McArdle presented

No. 569. Report of the Committee on Charities and Correction for April 12, 1922, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 418. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing of one (1) second-hand Jeffrey Pulverizer for the Pittsburgh City Home and Hospital, at Mayview, Pa."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were;

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

President **Winters** at this time called Mr. **Anderson** to the Chair, and taking the floor presented

No. 570. Whereas, The number of robberies, street holdups, payroll robberies, store holdups and other crimes have recently increased to an alarming degree in the City of Pittsburgh, thereby creating a general feeling of fear for the public safety; and

Whereas, Many of these crimes have remained unsolved and a consequent failure to apprehend the criminals, and it is reliably reported that thieves have escaped with \$63,000.00 worth of loot during the last two months—an average of more than \$1,000.00 per day; therefore, be it

Resolved, That the Director of the Department of Public Safety and the Superintendent of Police and the Captain of Detectives be requested to appear before the Committee on Public Safety, Tuesday, April 18, 1922, at 3 o'clock P. M., and advise Council as to the causes of and policy of the Department, especially the Detective Bureau, in coping with the present crime wave and as to the desirability of any need of assistance from Council to help remedy existing conditions.

Which was read.

Mr. **Winters** moved

The adoption of the resolution.

Mr. **Winters** said:

"I think the situation calls for something of this kind. I think Council as representatives of the people ought to know something of the department's activities. The newspapers have been filled from day to day with notices of crimes committed and the

failure of the Department to apprehend the criminals. Crimes have increased while arrests have decreased.

The author has nothing more in mind than to have the Director of the Department of Public Safety appear before the Safety Committee and give us some advice or some explanation as to how the department is meeting the situation, because privately I have received a great deal of information to the effect that the department is in practically a demoralized condition. I am not sure whether the reported inefficiency in the department is due to demoralization or due to the connivance of members of the department with crooks, which was intimated by the Director in a report to Council a short time ago as being responsible for present conditions."

And the question recurring upon the adoption of the resolution, Mr. **Winters** demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were ordered taken, and being taken, were:

Ayes—Messrs.

Malone	Winters
Anderson (Pres. pro tem)	

Noes—Messrs.

English	McArdle
Garland	Robertson
Herron	

Ayes—3.

Noes—5.

And a majority of the votes of Council being in the negative, the resolution was rejected.

Mr. **Winters** arose and said:

"I am sorry that the members of Council do not want this information. I have done my part."

President **Winters** resumed the Chair.

Mr. **Herron** moved

That the Minutes of the Proceedings of Council at meetings held on Monday, April 3, 1922, and Monday, April 10, 1922, be approved.

Which motion prevailed.

And on motion of Mr. **Garland**

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, April 24th, 1922.

No. 20.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, April 24, 1922.

Council met.

Present—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Absent—Mr. Borland.

PRESENTATIONS

Mr. Anderson presented

No. 571. An Ordinance providing for the letting of a contract or contracts for the furnishing of twenty-five (25) motorcycles, more or less and one (1) auto patrol wagon for the Bureau of Police.

Which was read and referred to the Committee on Public Safety.

Mr. Garland presented

No. 572. In presenting ordinance covering Councilmanic Bond Issue of \$99,000.00 for additional Playground Funds, same is done with the intention of taking care of the commitments that have been made from time to time in Council and in Finance Committee.

The proceeds of the new issue together with present available funds

will take care of the following improvements:—

Third or Fifth Ward.....	\$81,000.00
Bloomfield District	81,000.00
McCready property	45,000.00
Eurgwin property	30,000.00
Hartman property	25,000.00
Yard property	15,000.00
Fineview	8,000.00
Swimming Pool in Olympia Park	25,000.00
Swimming Pool on Playground Property, 5th Ward	25,000.00
The above commitments total	\$335,000.00

The proceeds of the bonds now contemplated and the available cash on hand at this time will total \$345,700.00 so that there will be available an excess of \$10,700.00 which can be used for equipment purposes.

It should be borne in mind that in the purchase of the Hartje and Schlein properties already consummated through condemnation proceedings and the McCready property, which is now in process of settlement, the City is called upon to pay \$62,000.00 in excess of the estimated figures thought necessary to require the said three properties.

Also

No. 573. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Ninety-nine thousand dollars (\$99,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering expenses) of the improvement of City playgrounds and the establishment of new playgrounds (including the acquisition of land, property and equipment thereof), and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 574. Resolution authorizing the issuing of a warrant in favor of Mrs. Mary Ehrenberger of 1105 Spring Garden avenue, Pittsburgh, for \$109.00, in full settlement of any and all claims for damages which she might have against the City of Pittsburgh arising out of an accident that occurred to Mrs. Ehrenberger on December 5, 1921, when she fell through a broken step of the Staud street steps, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 575. Resolution authorizing and directing the City Controller to transfer from Contract No. 715, Code Account No. 1771, Bureau of Light, the following sums, amounting in the aggregate to \$1,000.00, to the respective code accounts of the Bureau of Engineering set forth, to-wit:

\$225.00 to Code Account No. 1550, A-3, Wages, Regular Employees
150.00 to Code Account No. 1553, D, Materials
325.00 to Code Account No. 1555, F, Equipment
300.00 to Code Account No. 1552, C, Supplies.

Also

No. 576. Resolution exonerating and exempting the County of Allegheny from the payment of the assessment of \$778.55 for the grading, paving and curbing of Warrington avenue, and directing the City Solicitor not to file any lien on account therefor.

Also

No. 577. Resolution authorizing the issuing of a warrant in favor of Clarence Brunner for \$117.79, in full settlement of all damages to his automobile injured by running into a stone on the Bigelow Boulevard, on April 14, 1922, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 578. Resolution authorizing the issuing of a warrant in favor of Charles D. Rafferty, John W. Chalfant and James R. Wardrop, Trustees of the Estate of Gilbert T. Rafferty, deceased, in the sum of \$5,552.00, in full payment of extra expense incurred in remodelling the Bakewell Building by reason of the widening of Diamond street between Smithfield street and Grant street, and charging same to Code Account No. 51, unappealed Damages.

Which were severally read and referred to the Committee on Finance.

Also

No. 579. Communication from Edward T. Scott protesting against the location of and the improvement of Pocono street, from Aurora street to the City Line.

Which was read and referred to the Committee on Public Works.

Mr. English presented

No. 580. Resolution authorizing and directing the City Controller to set aside the sum of \$500.00 in Appropriation No. 42, Contingent Fund, for the purpose of building backstops in various ball grounds within the City Limits, said backstops to be built under the supervision of the Director of the Department of Public Works.

Also

No. 581. Resolution authorizing the issuing of a warrant in favor of James P. McIntyre, a hoseman in the Bureau of Fire, for the sum of \$205.10 covering lost time from January 18, 1922 to April 3, 1922, by reason of injuries received while in the performance of his duties, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Also

No. 582. Resolution authorizing and directing the Mayor to execute and deliver a deed to J. O. Riley for Lot No. 578 located on Stafford street, 20th, Ward, for the sum of \$100.00.

Which were severally read and referred to the Committee on Finance.

Also

No. 583. An Ordinance authorizing and directing the construction of a public sewer on Isoline street and Kurtz street, from a point about 40 feet northeast of Middletown Road to the existing sewer on Hass street, and on Pickett way, from a point about 45 feet northwest of Isoline street to the existing sewer on Hass street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

Also

No. 584. Report of the Department of Public Health showing amount of garbage and rubbish removed during the month of March 1921 and the month of March 1922.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Herron presented

No. 585. An Ordinance re-establishing the grade of Eccrue way, from Kelly street to Felicia way.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 586. Remonstrance of property owners against the erection of a large signboard by the Pittsburgh Advertising Company on the premises of the Feree Estate, near the intersection of Bennett street and Frankstown avenue.

Which was read and referred to the Committee on Public Safety, and on motion referred to the Department of Law for immediate action and report.

Mr. Malone presented

No. 587. Resolution authorizing and directing the Mayor to execute and deliver a deed to Delos G. Harvey for two lots located on Robinson street, Fifth Ward, for the sum of \$400.00.

Also

No. 588. Resolution authorizing and directing the Mayor to execute and deliver a deed to E. M. Scott for three lots in E. P. Jones Plan located on Wadsworth street, 5th Ward, for the sum of \$450.00.

Which were read and referred to the Committee on Finance.

Also

No. 589. Resolution authorizing the issuing of a warrant in favor of the Standard Inspection Company for the sum of \$19.50 for extra work done on the contract "for the shop inspection of the structural steel for the Boulevard of the Allies, Contract No. 2", and charging same to Code Account No. 207, Bond Issue 1919.

Also

No. 590. Resolution authorizing the issuing of a warrant in favor of Donnelly & Everson in the amount of \$3,177.00 for boiler insurance for a period of three years from February 1st, 1922 to February 1st, 1925, and charging same to the following code accounts:

Department of Health

Code Account 1230—\$242.45—Tuberculosis Hospital.

Code Account 1238—\$132.45—Municipal Hospital

Department of Charities

Code Account 1319—\$315.01—Mayview City Home

Department of Public Works

Code Account 1654—\$246.24—Highways & Sewers, Asphalt Plant

Code Account 1692—\$103.86—City Property

Code Account 1754—\$1,671.18—Bureau of Water.

Code Account 1777—\$89.46—Bureau of Parks

Code Account 1905-M—\$376.35—Bureau of Recreation.

Also

No. 591. An Ordinance authorizing and directing the construction of a public sewer on Kamin street and Murdoch street, from a point about 240 feet east of Murdoch street to the existing sewer on the south sidewalk of Beacon street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 592. An Ordinance widening Cherry way, in the Second Ward of the City of Pittsburgh, from Sixth avenue to Liberty avenue, changing the name thereof to "William Penn Place" and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 593. An Ordinance authorizing and directing the construction of a public sewer on Rutledge street, from a point about 20 feet east of Reese street to the existing sewer on Republic street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works

Also

No. 594. An Ordinance establishing the grade of Kambach way, from Kathleen street 285.29 feet westwardly to property line.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 595. Communication from F. D. Murray, C. H. Roll and O. J. Roll concerning the condition of the retaining wall on Snyder street in the rear of their property.

Also

No. 596. Petition of property owners on Wurzell street, Bradford street, Wagnet street, Burgess street and Hazelton street, 26th Ward, asking that said streets be improved.

Also

No. 597. An Ordinance authorizing and directing the construction of a public sewer on Cornell street and Wapello street, from a point about 220 feet east of Wapello street to the existing sewer on Termon avenue. With branch Sewers on Wapello street and private property of L. C. Wick. And providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby.

Which were severally read and referred to the Committee on Public Works.

The Chair presented

No. 598. Resolution authorizing the issuing of a warrant in favor of Lewis Smith in the sum of \$168.52, to reimburse him for expenses incurred by reason of Chevrolet Touring Car being repaired which was damaged by fire apparatus belonging to the City of Pittsburgh on March 29, 1922, at the corner of South Dallas avenue and Reynolds street, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 599. Communication from White & Lawler offering a lot 40 x 80 feet on Tunnel street for police station purposes for \$35,000.00.

Also

No. 600. Communication from William McKinley Post No. 4, Veterans of Foreign Wars of the United States, asking that the rental for the use of Exposition Music Hall for boxing exhibition on May 6, 1922, be fixed at \$100.00.

Which were severally read and referred to the Committee on Finance.

Also

No. 601. Communication from C. C. Bunton suggesting the opening of a thoroughfare from Forbes street to Fifth avenue at the intersection

of the Boulevard of the Allies at Forbes street in order to relieve congestion.

Which was read and referred to the Committee on Public Works.

Also

No. 602. Communication from Charles A. Finley, Director. Department of Public Works, relative to request of the H. J. Heinz Company for change of grade of Progress street eastwardly from Chestnut street.

Also

No. 603. Petition for the vacation of Valley street between Forty-first street and Almond way.

Also

No. 604. An Ordinance vacating Valley street, between Forty-first street and Almond way, in the 9th Ward of the City of Pittsburgh.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. English presented

No. 605. Communication from James G. Dunbar granting permission to the city to use the Dunbar property in the 28th Ward for playground purposes upon exoneration of 1922 City Taxes.

Which was read and referred to the Committee on Finance.

Mr. Garland presented

No. 606. Communication from J. J. McAllister offering to sell property to the city located on Brownsville avenue for street purposes.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 607. Report of the Committee on Finance for April 18, 1922, transmitting an ordinance and several resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 521. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of one hundred five thousand dollars (\$105,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and ex-

pense (including engineering expenses and work incidental thereto) of repairing, reconstructing and replacing highway bridges of said City generally and providing for the redemption of said bonds and the payment of interest thereon.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 472. Resolution authorizing and directing the City Controller to transfer the sum of \$5,858.04 from the fund heretofore set apart and appropriated by the terms of Ordinance No. 405, Series 1921, approved September 2nd, 1921, from "Boulevard of the Allies Improvement Bonds," Bond Fund Appropriation No. 207 and to credit same for the payment of the final estimate for the completion of contract No. 5758, Mayor's office file No. 294 (Contract No. 1291, Controller's Office file) entered into with Booth & Flihn, Ltd, for emergency work for constructing retaining wall on the north side of Forbes street east of Brady street, and authorizing the issuing of warrants drawn on said fund for the payment of the cost of completing said work.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 542. Resolution authorizing the issuing of a duplicate warrant in favor of the Sugar Beets Products Co. in the sum of \$79.80 in place of Warrant No. 15097, dated September 29th, 1921, which has been lost, and charging the same to appropriation No. 1659½.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 539. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Louise K. Nullmeyer in the sum of \$152.35, being 50 per cent. of the excess meter rate over the former flat rate on premises at 2706 and rear, Sarah street.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 543. Resolution authorizing and directing the City Controller to transfer the sum of \$2,000.00 from Code Account 1219, Supplies, Division of Transmissible Diseases, to Code Account 1205, Equipment, General Office, Department of Public Health.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 608. Report of the Committee on Public Works for April 18th, 1922, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 138. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Marsonia street, from Biggs avenue to Mountford street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 139. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Meadville street, from Marsonia street to Bell avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 140. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Osgood street, from Lafayette avenue to Marsonia street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 549. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Duffield street, from a point about 30 feet southwest of Adelpia street to the existing sewer on Greenwood street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 550. An Ordinance entitled, An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving of certain streets and avenues, and authorizing the setting aside of the aggregate sum of One hundred seventy-three thousand five hundred (\$173,500.00) dollars from Code Account No. 1517-M, Maintenance Fund, Bureau of Engineering, for the payment of the cost thereof."

In Public Works Committee, April 18, 1922, read and amended by striking out the words "No. 1517-M, Maintenance Fund" in section 2 and in the title, and by inserting in lieu thereof the words "No. 1590-E, General Repaving," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Malone moved

That the amendments of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Herron (for Mr. Borland) presented

No. 609. Report of the Committee on Public Service and Surveys for April 18, 1922, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 545. An Ordinance entitled, "An Ordinance establishing the grade of Kent way, from McCandless street to Fifty-third street."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 546. An Ordinance entitled, "An Ordinance establishing the grade of Macon avenue, from Overton street to Hutchinson street."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Robertson presented

No. 610. Report of the Committee on Filtration and Water for April 18, 1922, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 551. Resolution authorizing the issuing of a warrant in favor of The Director of the Department of Supplies, or authorized agents, not to exceed the sum of \$125.00, to defray expenses for an inspection trip for Filtration Hose, the same to be chargeable to and payable from code account 1750.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Anderson presented

No. 611. Report of the Committee on Public Safety for April 18th, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 538. An Ordinance entitled, "An Ordinance amending a portion of Section 5, 'Calculations for safe-carrying capacity' and amending a portion of Section 6, 'General Requirements for Building Materials, Systems, Units and Forms of Construction' of an ordinance entitled, 'An Ordinance regulating the design, erection and the use of building materials, systems, units and forms of construction; authorizing the Superintendent of the Bureau of Building Inspection to issue approvals and disapprovals of building materials, systems, units and forms of construction, etc.', approved July 13, 1921."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. English presented

No. 612. Report of the Committee on Health and Sanitation for April 18, 1922, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 541. Resolution authorizing the issuing of a warrant in favor the Rieck-McJunkin Dairy Company in the sum of \$588.48 or so much of the same as may be necessary, for milk and cream for the Tuberculosis Hospital, same to be chargeable to and payable from code account 1231.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS

The Chair (Mr. Winters) at this time stated

That the condition of Mr. Borland, who has been ill for some time, is not very encouraging.

Mr. McArdle asked

That the Clerk make a note in the minutes showing the absence of Mr. Borland from the meetings of Council on April 10th, April 17th and April 24th, 1922, is caused by sickness.

Mr. Garland presented

No. 613. WHEREAS, A building is being constructed on Duquesne way near the Sixth Street Bridge; this work being prosecuted under Ordinance No. 334, approved July 23, 1921, and it is claimed that the sidewalk is being built upon, and that the pro-

visions of the lease are being violated by taking away the rights of citizens; Therefore, be it

Resolved, That the City Solicitor be requested to investigate the matter and advise Council whether the work is being conducted properly and if the City's interests are being safeguarded.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Which motion prevailed.

Also

No. 614. Communication from C. A. Turner Co. relative to repaving of Third avenue, from Market street to Liberty avenue.

Which was read and referred to the Committee on Public Works.

Mr. Robertson presented

No. 615. Communication from Michael Dallas complaining of the condition of the boardwalk on Magnet street.

Which was read and referred to the Committee on Public Works.

Mr. Robertson moved

That the Minutes of the proceedings of Council, at a meeting held on Monday, April 17th, 1922, be approved.

Which motion prevailed.

And on motion of Mr. Robertson

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, May 1st, 1922.

No. 21.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, May 1, 1922.

Council met.

Present—Messrs.

English	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Absent—Messrs.

Anderson
Borland (on account of illness)

PRESENTATIONS

Mr. English presented

No. 616. Petition of property owners for repair of Bucyrus street, 20th Ward.

Which was read and referred to the Committee on Public Works.

Also

No. 617. An Ordinance providing for the letting of a contract or contracts for new copper gutters, etc., on the main roof of Wards "B" and "C", Municipal Hospital, Bedford avenue and Francis street, Pittsburgh, Pa.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 618. Communication from Jessie H. Hardie, Principal, Hancock School, relative to lease of property of DeLuca Brothers on Webster avenue for playground purposes.

Also

No. 619. Resolution authorizing and directing the Director of the Department of Public Works to have the property adjoining Engine House No. 3 on Webster avenue graded and made available for playground purposes, at a cost not to exceed \$300.00, and authorizing the issuing of warrants in payment of the cost of said work, and charging the same to the proceeds of Playground Improvement Bonds, Appropriation No. 201.

Also

No. 620. Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into a lease with Vincent DeLuca for use of property adjoining Engine House No. 3 on Webster avenue and extending to Clay way for playground purposes, the consideration being the exoneration of City Taxes.

Also

No. 621. Resolution appropriating and setting aside the sum of \$81,000.00 from the proceeds of Playground Improvement Bonds, Appropriation No. 201 for the purpose of paying for property to be purchased in the Bloomfield District for Playground purposes.

Also

No. 622. Resolution authorizing the issuing of a warrant in favor of the National Tube Company for \$206.25 on account of refunding water rent on property at 4124 Second Avenue, et al., 15th Ward and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Also

No. 623. Resolution authorizing and directing the Mayor to execute and deliver a deed to E. L. Kirby for Lot No. 53 in Robert Henderson Heirs Plan located on Warren street, 25th Ward, for the sum of \$150.00.

Also

No. 624. Resolution authorizing and directing the City Controller to transfer the sum of \$800.00 from Bond Fund No. 199-D, Engineering Services, and credit same for the payment of the cost of completing the improvement of the Forbes Street entrance to Schenley Park, Bond Fund No. 199.

Also

No. 625. Resolution authorizing the issuing of a warrant in favor of John D. Sullivan for the sum of \$1,029.69, for hospital, doctor and nurse's bills and lost time incurred as a result of being shot in the right leg below the knee by Police Officer Mullen on February 24, 1922, while the officer was in pursuit of a boy, and charging same to Code Account No.

Also

No. 626. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of water line and sewer for the Schenley Park Memorial at Schenley Park Entrance and authorizing and setting aside the sum of \$2,000.00 from the proceeds of the sale of the Park Roadway Improvement Bonds, Appropriation No. 199, for the payment of the cost thereof.

Which were severally read and referred to the Committee on Finance.

Mr. Herron presented

No. 627. An Ordinance granting unto the Pittsburgh Junction Railroad Company, its successors and assigns, the right to construct, maintain and use bridge over and above Boundary Street, 14th Ward, Pittsburgh, Pa., approximately 800' north of the intersection of Boundary street and Forward Avenue; this steel structure to take the place of the present trestle bridge on main line.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Malone presented

No. 628. Petition of residents of the Bloomfield District for the purchase of the Miller property on Ella street adjoining the Howard School for playground purposes.

Also

No. 629. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a swimming pool, building and the necessary appurtenances therefor in the northerly portion of Soho Playground near Center avenue, and authorizing the setting aside of the sum of Twenty-five thousand (\$25,000.00) dollars from the proceeds of Playground Improvement Bonds, Appropriation No. 201, for the payment of the cost thereof.

Which was read and referred to the Committee on Finance.

Mr. Robertson presented

No. 630. Communication from C. F. Nauman relative to the condition of the railways areas on Madison avenue between North avenue and Ohio street and Suismon street between East street and Chestnut street.

Also

No. 631. Petition for the grading, paving and curbing of DeFoe street between Perrysville avenue and Hemphill street.

Also

No. 632. An Ordinance authorizing and directing the grading, paving and curbing of DeFoe street, from Perrysville avenue to Hemphill street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 633. Petition for the grading, paving and curbing of Portola avenue between Delaware street and Delaware street.

Also

No. 634. An Ordinance authorizing and directing the grading, paving and curbing of Portola avenue, from Delaware street to Delaware street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 635. An Ordinance authorizing and directing the grading, paving and curbing of Wickline Lane (that portion situated within the City of Pittsburgh), from Spring Garden avenue to Cowley street, and providing

that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

The Chair presented

No. 636. Communication from Sidney I. Teller, Resident Director of the Irene Kaufmann Settlement, asking that Council defer action on the Playground Bond Issue Ordinance until a delegation from the Third Ward, composed of the Center Avenue Board of Trade, Wylie Avenue Board of Trade and Uptown Board of Trade and interested citizens, can be heard regarding same.

Which was read and, on motion of Mr. Garland, received and filed.

Also

No. 637.

Pittsburgh, April 27, 1922.

PRESIDENT AND MEMBERS
OF COUNCIL,

City of Pittsburgh.

Gentlemen:

WHEREAS, a settlement of considerable area and depth has occurred on Chartiers Avenue, near Corliss street, same being apparently due to a collapse or break in the sewer crossing under said street, and

WHEREAS, said street is practically closed to traffic and the closing of the entire street is imminent, and

WHEREAS, prompt repairs which are necessary, cannot be made in conformity with the usual procedure, and

WHEREAS, the undersigned consider this situation to constitute a serious public emergency, Now, Therefore,

PURSUANT to the terms and provisions of Section 13, of the Act of May 31, 1911, relating to Appropriations, we, the undersigned, the Mayor and the Controller of the City of Pittsburgh, hereby certify the existence of an emergency requiring a special appropriation of Three thousand five hundred (\$3,500.00) dollars, to meet the same, or so much thereof as may be necessary.

W. A. Magee

Mayor.

John H. Henderson,
Controller.

Also

No. 638. An Ordinance declaring that an emergency exists owing to the settlement or caving in of a portion of Chartiers Avenue at a point about 350 feet west of Corliss street, and authorizing the Mayor and the Director of the Department of Public Works to enter into a contract to make the necessary investigation to determine the cause of the cave-in, and repair the street, and setting up and appropriating the sum of Three thousand five hundred (\$3,500.00) dollars from.....
to pay the cost of said work.

Also

No. 639. An Ordinance empowering the Mayor and the Director of the Department of Public Works to enter into, execute a contract with, and deliver the same to Inland Rivers Wharf Company, sub-leasing to said company for use in conducting the business of a public wharf, a portion of the property leased to the City by the Western Pennsylvania Exposition Society on Duquesne way, fixing the rental under said lease, and fixing other terms and conditions of said contract of lease.

Also

No. 640. Communication from A. Riccardino offering property at 1010-14 Webster avenue for police station purposes.

Which were severally read and referred to the Committee on Finance.

Also

No. 641. Communication from G. S. Means asking that the property owners alongside the ramp on Second avenue be notified to have the pipes connecting their buildings installed before the street is asphalted.

Which was read and referred to the Committee on Public Works.

Also

No. 642. Petition for the vacation of Valley street between Forty-fourth street and Long way.

Also

No. 643. An Ordinance vacating Valley street, between Forty-fourth street and Long way, in the Ninth Ward of the City of Pittsburgh.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 644. Communication from Frank Strickland asking that the trees in Highland Park be trimmed, and that the toilets in the comfort stations in the park be placed in good order.

Which was read and referred to the Committee on Parks and Libraries.

Also

No. 645. Communication from Lieutenant Colonel Thomas Stanyon of the Salvation Army asking Council to meet the National Staff Band of New York on Saturday morning, May 20th, and to extend to them the welcome of the City of Pittsburgh.

Which was read.

Mr. Malone moved

That the communication be received and filed, and the invitation to meet the band be accepted, and that the meeting take place in the Council Chamber.

Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 646. Report of the Committee on Finance for April 25, 1922, transmitting an ordinance and several resolutions and a report to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 573. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Ninety-nine thousand dollars (\$99,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering expenses) of the improvement of city playgrounds and the establishment of new playgrounds (including the acquisition of land, property and equipment therefor), and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 411. Resolution authorizing the issuing of a warrant in favor of J. D. Littell for the sum of \$3,095.30, for extra work on the contract for the construction of a swimming pool in Troy Hill Basin Playgrounds, and charging the same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

English
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 574. Resolution authorizing the issuing of a warrant in favor of Mrs. Mary Ehrenberger for \$109.00, in full settlement of any and all claims for damages which she might have against the City of Pittsburgh arising out of an accident that occurred to Mrs. Ehrenberger on De-

ember 5, 1921, when she fell through a broken step of the Staud Street Steps, and charging the same to Code Account No. 42 (Contingent Fund.)

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

English	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 575. Resolution authorizing and directing the City Controller to transfer from Contract No. 715, Code Account No. 1771, Bureau of Light, the following sums, amounting in the aggregate of \$1,000.00, to the respective code accounts of the Bureau of Engineering set forth to-wit:

\$ 225.00 to Code Account No. 1550, A-3, Wages, Regular Employees,

150.00 to Code Account No. 1553, D, Materials,

325.00 to Code Account No. 1555, F, Equipment,

300.00 to Code Account No. 1552, C, Supplies.

\$1,000.00 Total

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

English	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 576. Resolution exonerating and exempting the County of Allegheny from the payment of the assessment for the grading, paving and curbing of Warrington avenue, amounting to \$778.55, for two lots which are used for the purpose of a public highway tunnel by said County and the interest thereon, and directing the City Solicitor to file no lien on account therefor.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

English	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

No. 647. Communication from Chas. A. Finley, Director, Department of Public Works, transmitting Report of E. K. Morse relative to repairing the bridges over the Pennsylvania Railroad located at Penn avenue, Shady avenue, South Highland avenue and South Negley avenue.

In Finance Committee April 18, 1922, Read and ordered sent to Council to become part of the record.

Which was read.

Mr. Garland moved

That the Communication be received and filed.

Which motion prevailed.

Mr. Malone presented

No. 648. Report of the Committee on Public Works for April 25, 1922, transmitting several ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 548. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Malvern avenue, from Plainfield street to Fair Oaks street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 583. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Isoline street and Kurtz street, from a point about 40 feet northeast of Middletown road to the existing sewer on Hass street, and on Pickett way, from a point about 45 feet northwest of Isoline street to the existing sewer on Hass street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 591. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Kamin street and Murdoch street, from a point about 240 feet east of Murdoch street to the existing sewer on the south sidewalk of Beacon street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 593. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Rutledge street, from a point about 20 feet east of Reese street to the existing sewer on Republic street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 597. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Cornell street and Wapello street, from a point about 220 feet east of Wapello street to the existing sewer on Termon avenue; with branch sewers on Wapello street and private property of L. C. Wick, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 476. An Ordinance entitled, "An Ordinance accepting the dedication of certain property in the Eleventh ward of the City of Pittsburgh, for public use for highway purposes, opening and naming the same 'Elgin avenue' and establishing the grade thereon."

In Public Works Committee, April 25, 1922, Read and amended in Section 1 and in the title by striking out the words "Elgin avenue" and by inserting in lieu thereof the words "Elgin street," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Malone moved

That the amendments of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 589. Resolution authorizing the issuing of a warrant in favor of the Standard Inspection Company for the sum of \$19.50, for extra work done on contract for the shop inspection of the structural steel for the Boulevard of the Allies, Contract No. 2, and charging the same to Code Account 207, Bond Issue 1919.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

English	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 590. Resolution authorizing the issuing of a warrant in favor of Donnelly & Everson in the amount of \$3,177.00 for boiler insurance for a period of three years from February 1st, 1922 to February 1st, 1925, and charging same to the following code accounts:

Department of Health

Code Account 1230—\$242.45—Tuberculosis Hospital.

Code Account 1238—\$132.45—Municipal Hospital

Department of Charities

Code Account 1319—\$315.01—Mayview City Home

Department of Public Works

Code Account 1654—\$246.24—Highways & Sewers, Asphalt Plant

Code Account 1692—\$103.86—City Property

Code Account 1754—\$1,671.18—Bureau of Water.

Code Account 1777—\$89.46—Bureau of Parks

Code Account 1905-M—\$376.35—Bureau of Recreation.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

English	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Herron (for Mr. Borland) presented

No. 649. Report of the Committee on Public Service and Surveys for April 25, 1922, transmitting two ordinances to council.

Which was read, received and filed.

Also, with and affirmative recommendation,

Bill No. 585. An Ordinance entitled, "An Ordinance re-establishing the grade of Eccrue way, from Kelly street to Felicia way."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 594. An Ordinance entitled, "An Ordinance establishing the grade of Kambach way, from Kathleen street 285.29 feet westwardly to property line."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Herron also presented

No. 650. Report of the Committee on Public Service and Surveys for April 26, 1922, transmitting an Ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 514. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor of the City

of Pittsburgh to make, execute and deliver in the name of and for the City of Pittsburgh a contract with The Brownsville Avenue Street Railway Company, West Liberty Street Railway Company, Pittsburgh & Charleroi Street Railway Company, Pittsburgh and Birmingham Traction Company, United Traction Company of Pittsburgh, Pittsburgh Railways Company and C. A. Fagan, W. D. George and S. L. Tone, Receivers of the Pittsburgh Railways Company for the temporary abandonment of one of the tracks of the double track street railway on Brownsville avenue, from Warrington avenue to Carson street, in the seventeenth and Eighteenth wards of the City of Pittsburgh."

Which was read.

Mr. Malone moved

That the bill be recommitted to the Committee on Public Service and Surveys for amendment.

Which motion prevailed.

Mr. English (for Mr. Anderson) presented

No. 651. Report of the Committee on Public Safety for April 26, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 571. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of twenty-five (25) Motorcycles, more or less, and one (1) auto patrol wagon for the Bureau of Police."

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English
Garland
Herron
Malone

McArdie
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Robertson presented

No. 652. WHEREAS, bids have been advertised for and the contract is ready to let for the reconstruction of the North Avenue Bridge over the P. F. W. & C. Ry.; and

WHEREAS, this improvement is very urgent; Therefore, be it

RESOLVED, That the Director of the Department of Public Works be requested to immediately let the contract for the reconstruction of said North Avenue Bridge over the P. F. W. & C. Ry.

Which was read.

Mr. Robertson moved

The adoption of the resolution.

Which motion prevailed.

Mr. Robertson, at this time, also presented

No. 653. An Ordinance fixing the width and position of the sidewalks and roadway, and establishing the opening grades on Powers street, Texdale street and Anglon way, as laid out and proposed to be dedicated as legally opened highways by John T. Textor in a plan of lots of his property in the Nineteenth ward to be called the "Wilhelm Place Plan of Lots."

Which was read and referred to the Committee on Public Service and Surveys.

Mr. McArdie presented

No. 654. An Ordinance fixing the width and position of the sidewalks and roadway, and establishing the grade of Milligan street, from Lelia street to a property line 440.61 feet southwardly therefrom.

Which was read and referred to the Committee on Public Service and Surveys.

And on motion of Mr. English.

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, May 8th, 1922.

No. 22.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, May 8, 1922.

Council met.

Present—Messrs.

Anderson	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Absent—Messrs.

Borland, on account of illness.
English

PRESENTATIONS

Mr. Anderson presented

No. 655. Resolution authorizing the issuing of a warrant in favor of the Animal Rescue League of Pittsburgh for the sum of \$1,108.83 covering work done during the month of April, 1922, and charging same to Code Account No. 1460, Item B, Miscellaneous Services, Dog Pound, Bureau of Police.

Also

No. 656. An Ordinance providing for the letting of a contract or contracts for the arrest, care and disposal of unlicensed dogs found running at large in the streets of the

City of Pittsburgh, for the remaining portion of the year 1922, beginning May 1st, 1922, and ending December 31, 1922.

Which were read and referred to the Committee on Public Safety.

Also

No. 657. Communication from Mrs. W. L. Merritt asking that a new street be opened so as to connect with Canopolis street, 20th Ward.

Which was read and referred to the Committee on Public Works.

Also

No. 658. Report of the Department of Public Health showing amount of garbage and rubbish removed during the month of April 1921 and the month of April 1922.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 659. Resolution authorizing the issuing of a warrant in favor of the M. O'Herron Company for the sum of \$3,198.20, for extra work done on the contract for constructing the foundations of Viaduct No. 1, Boulevard of the Allies, Contract No. 7, and charging same to Bond Fund Appropriation No. 207, Boulevard of the Allies Improvement Bonds.

Also

No. 660. Resolution authorizing the issuing of warrants in favor of J. P. Clancey, for \$7.50, John J. Ford for \$30.50 and William J. Kane for \$66.95 for moneys expended by them as District Commissioners of the Bureau of Police in securing evidence against violators of the law, and charging same to Appropriation No. 42.

Also

No. 661. Resolution authorizing the issuing of a warrant in favor

of Mrs. Laura Showalter for \$62.25, in full settlement of any and all claims for damages which she might have against the City of Pittsburgh arising out of an accident that occurred on January 23, 1922, while she was walking along Cemetery avenue, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 662. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$4,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1460, Item B, Miscellaneous Services, Dog Pound, Bureau of Police.

Also

No. 663. Resolution authorizing the Mayor to execute and deliver a deed to Josephine Y. Breese for all that certain lot or piece of ground situate on the north side of Arlington Avenue, in the Nineteenth Ward, for the sum of \$100.00.

Also

No. 664. Resolution authorizing the City Solicitor to settle and discontinue, without consideration, the following tax liens of record in the Prothonotary's Office of Allegheny County, upon property of Elizabeth McElvany:

D. T. D. No. 699 July Term, 1914.
D. T. D. No. 2168 April Term, 1916.
D. T. D. No. 2272 April Term, 1917.
D. T. D. No. 2459 April Term, 1918.
D. T. D. No. 2294 January Term, 1920.
D. T. D. No. 2057 January Term, 1921.
D. T. D. No. 2070 January Term, 1922.

Also

No. 665. RESOLVED, That for the purpose of providing for the operation of the Bureau of Recreation, Department of Public Works for the fiscal year 1922, the City Controller shall be and he is hereby authorized and directed to make the following distribution of Appropriation No. 1905-M, Maintenance Fund, Bureau of Recreation to the respective code accounts as set forth:

Code Account No. Class	Amount Appropriated
ATHLETICS AND PLAYGROUND	
1905 A1 Salaries, regular employees	\$22,925.25

1906 A4 Wages, temporary employees	14,888.00
1907 B Miscellaneous Services	1,500.00
1908 C Supplies	15,000.00
1909 D Materials	1,886.75
1910 E Repairs	2,000.00
1911 F Equipment and Machinery	500.00

WASHINGTON RECREATION CENTER

1913 A1 Salaries, regular employees	8,900.00
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ORMSBY RECREATION CENTER

1914 A1 Salaries, regular employees	10,100.00
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LAWRENCE RECREATION CENTER

1915 A1 Salaries, regular employees	8,900.00
---	----------

WARRINGTON RECREATION CENTER

1916 A1 Salaries, regular employees	8,720.00
---	----------

WEST PENN RECREATION CENTER

1917 A1 Salaries, regular employees	7,940.00
---	----------

SOUTH SIDE RECREATION CENTER

1918 A1 Salaries, regular employees	6,080.00
---	----------

LEWIS RECREATION CENTER

1919 A1 Salaries regular employees	6,920.00
--	----------

ERUSHTON, SCHENLEY, HOMEWOOD POOLS

1920 A1 Salaries, regular employees	900.00
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BRUSHTON POOL

1921 A4 Wages, temporary employees	335.00
--	--------

ORMSBY POOL

1922 A4 Wages, temporary employees	527.50
--	--------

LAWRENCE POOL

1923 A4 Wages, temporary employees	527.50
--	--------

SHERADEN POOL

1924 A4 Wages, temporary employees	360.00
--	--------

SCHENLEY POOL

1925 A4 Wages, temporary employees	490.00
--	--------

SUMMER PLAYGROUNDS

1926 A4 Wages, temporary employees	5,600.00
--	----------

Total.....\$125,000.00

Also

No. 666. An Ordinance fixing the number of officers and employees of the Bureau of Recreation, Department of Public Works, City of Pittsburgh, and the rate of compensation thereof.

Also

No. 667. An Ordinance amending Section 8—Mayor's Office, Municipal Garage and Repair Shop, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law December 31, 1921.

Which were severally read and referred to the Committee on Finance.

Mr. Herron presented

No. 668. Communication from Samuel Harper asking to be reimbursed for damages sustained by flooding of his property at 64 Wabash avenue due to inadequacy of the sewer system.

Which was read and referred to the Committee on Finance.

Mr. Malone presented

No. 669. Resolution authorizing the issuing of a warrant in favor of George Naismith & Son for \$698.86 in payment for labor furnished for the construction of a drier at Asphalt Plant No. 1 of the Bureau of Highways and Sewers, and charging same to Appropriation No. 1657, Repairs Asphalt Plants.

Also

No. 670. Report of Herman S. Davis, Consulting Engineer and Accountant, on petition of residents relative to the construction of concrete steps from Andover Terrace to Bigelow Boulevard, Fifth Ward.

Also

No. 671. Report of Herman S. Davis, Consulting Engineer and Accountant, on Dakota street drainage conditions.

Which were severally read and referred to the Committee on Public Works.

Mr. Robertson presented

No. 672. An Ordinance granting unto Andrew Doehla and Michael J. Doehla, trading as the Doehla Wagon Company, owners of certain property, including a three-story brick building on East Ohio street in the City of Pittsburgh, the permission and the right to raise and maintain

the said three-story brick building as the same now is located on and projects over East Ohio street as widened by Ordinance No. 303 of the City of Pittsburgh, approved October 2, 1919, so long as the said present structure or building shall stand.

Also

No. 673. Petition of residents and property owners for the improvement of East Street.

Which were read and referred to the Committee on Public Works.

The Chair presented

No. 674. An Ordinance authorizing the Mayor and the Director of the Department of Charities to enter into a contract of lease with Joseph Kearns for a certain portion of the land for the erection of a building at Mayview, Pa., on property of the City of Pittsburgh, and fixing the terms and rental thereof.

Also

No. 675. Resolution authorizing and directing the Director of the Department of Public Works to take possession of property of Herman L., Ludwig I. and Frederick C. Grote, Trustees under deed of Trust of C. H. Grote, comprising about 3 acres situate at the corner of Bigelow and Winterburn streets, for playground purposes, and authorizing and directing the City Assessors to exonerate said property from the payment of City taxes so long as the same is used by the City for playground purposes.

Also

No. 676. Resolution authorizing the issuing of a warrant in favor of J. P. McManus for \$218.25, reimbursing him for moneys expended in repairing his property at 2241 Fifth avenue damaged by the construction of the storm sewer in the soho district, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 677. Communication from Allegheny County Council, Veterans of Foreign Wars, of the United States, asking that city employees appointed to represent their Posts at the Department Encampments be granted leaves of absence with pay.

Which were severally read and referred to the Committee on Finance.

Also

No. 678. Communication from Mrs. Margaret Young concerning her property at 607 Griffin street, 19th

Ward, as a result of the sinking of the street.

Also

No. 679. Communication from Charles A. Finley, Director, Department of Public Works, notifying Council of the necessity of making minor changes in the contract for the improvement of Carson Street East, from Smithfield street to South Seventh street, which will amount to \$8,000.00.

Which were read and referred to the Committee on Public Works.

Also

No. 680. Communication from the Chartiers Board of Trade calling attention to the serious condition of the sewerage problem in the Crafton Heights District of the 28th Ward.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 681. Communication from John H. Sorg, Attorney-at-law, concerning the ordinance establishing the grade and fixing the width and position of the roadway and sidewalk on Milligan street, 19th Ward.

Which was read and referred to the Committee on Public Service and Surveys.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 682. Report of the Committee on Finance for May 2nd, 1922, transmitting sundry papers to council.

Which was read, received and filed.

Also

Bill No. 637. Communication from the Mayor and the City Controller certifying to an emergency in the matter of excavating under the paving of Chartiers avenue, 20th Ward, to determine the cause of settlement in the street.

In Finance Committee, May 2nd, 1922, read and ordered returned to council.

Which was read, received and filed.

Also

Bill No. 638. An Ordinance entitled, "An Ordinance declaring that an emergency exists owing to the settlement or caving in of a portion of Chartiers avenue at a point about

350 feet west of Corliss street, and authorizing the Mayor and the Director of the Department of Public Works to enter into a contract to make the necessary investigation to determine the cause of the cave-in, and repair the street, and setting up and appropriating the sum of Three thousand five hundred (\$3,500.00) dollars from _____, to pay the cost of said work."

In Finance Committee, May 2nd, 1922, read and amended in Section 1 by inserting in blank space the words "emergency appropriation and from revenues derived from taxes and other sources of income, said fund to be known and designated as Code Account 1591½-M, Repairs to Chartiers avenue," and in the title by inserting in the blank space the words "revenues derived from taxes and other sources of income," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 639. An Ordinance entitled, "An Ordinance empowering the Mayor and the Director of the Department of Public Works to enter into, execute a contract with, and deliver the same to Inland Rivers Wharf Company, sub-leasing to said company for use in conducting the business of a public wharf, a portion of the property leased to the City by the Western Pennsylvania Exposition Society on Duquesne Way, fixing the rental under said lease, and fixing other terms and conditions of said contract of lease."

In Finance Committee, May 2nd, 1922. Read and amended by striking out Section 3 and inserting a new Section 3, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation

Bill No. 544. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Di-

rector of the Department of Public Works to advertise for proposals and to award a contract or contract for the construction of swimming pool, building and the necessary appurtenances therefor in Olympia Park, and authorizing the setting aside of \$25,000.00 from the proceeds of Playground Improvement Bonds, Appropriation No. 201, for the payment of the costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 626. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of water line and sewer for the Schenley Park Memorial at Schenley Park Entrance, and authorizing and setting aside the sum of \$2,000.00 from the proceeds of the sale of the Park Roadway Improvement Bonds, Appropriation No. 199, for the payment of the cost thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 629. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a swimming pool, building and the necessary apurtenances therefor in the northerly portion of Soho Playground near Center avenue, and authorizing the setting aside of the sum of Twenty-five thousand (\$25,000.00) dollars from the proceeds of Playground Improvement Bonds, Appropriation No. 201, for the payment of the cost thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 622. Resolution authorizing the issuing of a warrant in favor of the National Tube Co. in the sum of \$206.25, on account of refunding water rent on property at 4124 Second avenue et al., 15th Ward, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 621. Resolution appropriating and setting aside the sum of \$81,000.00 from the proceeds of Playground Improvement Bonds, Appropriation No. 201, for the purpose of paying for property to be purchased in the Bloomfield district for playground purposes.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 624. Resolution authorizing and directing the City Controller to transfer the sum of \$800.00 from Bond Fund No. 199-D, Engineering Services, and credit same for the payment of the cost of completing the improvement of the Forbes street entrance to Schenley Park, Bond Fund No. 199.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 528. Resolution authorizing and directing the Mayor to execute and deliver a deed for Lot No. 4 in Benton Place Plan of Lots on Benton avenue, 27th Ward, for the sum of \$350.00, to James Olliffe.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 499. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot No. 13 in C. Ihmsen Plan on South 14th Ward, 17th Ward, to The Young Men's Club of St. Johns the Evangelist's Church of South 14th Ward, for the sum of \$7,500.00.

In Finance Committee, May 2nd, 1922, Read and amended by striking out "\$7,500.00" and by inserting in lieu thereof "\$8,700.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Garland	McArdle
Herron	Robertson
Malone	

Noes—Messrs.

Anderson Winters (Pres.)

Ayes—5.

Noes—2.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 683. Report of the Committee on Public Works for May 2nd, 1922, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 632. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of De Foe street, from Perrysville avenue to Hemphill street, and providing that the costs, damages and expenses of the same be assessed

against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 634. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Portola avenue, from Delaware street to Delaware street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

That the bill be recommitted to the Committee on Public Works.

Which motion prevailed.

Mr. Herron (for Mr. Borland) presented

No. 684. Report of the Committee on Public Service and Surveys for May 2nd, 1922, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 334. An Ordinance entitled, "An Ordinance granting unto Spear and Company, its successors and assigns, the right to construct, maintain and use a switch track on and across Duquesne way and City Wharf Property, located approximately 99' west of Garrison way connecting with

the Cleveland & Pittsburgh Railroad (operated by Pennsylvania Railroad) track on City Wharf Property, Second ward, Pittsburgh, Pa."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 335. An Ordinance entitled, "An Ordinance granting unto Spear and Company, its successors and assigns, the right to construct, maintain and use a switch track on and across Duquesne way and City Wharf Property, located approximately 99' west of Garrison way connecting with the Pittsburgh Junction Railroad (operated by Baltimore and Ohio Railroad) track on City Wharf Property, Second ward, Pittsburgh, Pa."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. #27. An Ordinance entitled, "An Ordinance granting unto the Pittsburgh Junction Railroad Company, its successors and assigns, the right to construct, maintain and use bridge over and above Boundary street, 14th Ward, Pittsburgh, Pa., approximately 800' north of the intersection of Boundary street and Forward avenue; this steel structure to take the place of the present trestle bridge on main line."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 653. An Ordinance, entitled, "An Ordinance fixing the width and position of the sidewalks and roadways and establishing the opening grades on Powers road, Texdale street and Anglon way, as laid out and proposed to be dedicated as legally opened public highways by

John T. Textor in a plan of lots of his property in the 19th Ward, to be called the 'Wilhelm Place Plan of Lots.'"

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Anderson (for Mr. English) presented

No. 685. Report of the Committee on Health and Sanitation for May 2, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 617. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for new copper gutters, etc. on the main floor of Wards 'B' and 'C', Municipal Hospital, Bedford avenue and Francis street, Pittsburgh, Pa."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Robertson presented

No. 686. WHEREAS, There is erected on city property, in front of the North Side City Hall, a metal garage advertising a metal garage construction company; and

WHEREAS, It is both unsightly and a nuisance and should be discontinued; Therefore, be it

RESOLVED, That the Director of the Department of Public Works shall be and he is hereby requested to furnish to Council, at an early date, a report showing who gave this company the right to erect this garage, and if the City is getting any revenue from same, and is so, how much. And the Director is hereby instructed to make arrangements to have said garage removed from said city property as soon as possible.

Which was read.

Mr. Robertson moved

The adoption of the resolution.

Which motion prevailed.

Mr. Garland presented

No. 687. WHEREAS, the City of Pittsburgh has a well-organized and efficient Department of Public Health, with its various Bureaus which look after the general health of our people; and

WHEREAS, we not only have the very best drinking water but under the Bureau of Child Welfare, the City of Pittsburgh for some years past has conducted Milk Stations at which pure milk properly inspected at the source by the Bureau of Food Inspection has been furnished in large quantities to those desiring same; and

WHEREAS, statistics have been published and statements are being circulated that the City of Pitts-

burgh stands high in infant mortality compared with other large cities of the country; and

WHEREAS, it is well understood by those who have made an investigation of our infant mortality that the published statements are entirely erroneous and far from the facts, being based on wrong promises and lack of information; Therefore, be it

RESOLVED, that the Director of the Department of Public Health be requested and is hereby requested by Council to furnish it as promptly as possible with the result of his investigation, stating the facts as to our infant mortality, with such other information as he may deem proper in the premises.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Which motion prevailed.

Mr. Malone presented

No. 688. WHEREAS, The City of Pittsburgh, the Board of Public Education and the Allegheny Playgrounds Association operate playgrounds and recreational centers throughout the City of Pittsburgh under separate heads; and

WHEREAS, The citizens of Pittsburgh pay the bills of these activities, which in many cases are conflicting and overlap, and should be operated under one supervision; Therefore, be it

RESOLVED, That the Mayor be and he is hereby authorized and requested to arrange for a Conference, at an early date, between himself, the members of Council, the Director of the Department of Public Works, the Board of Public Education, the Allegheny Playgrounds Association, the Citizens Committee on City Plan and the Recreational Committee of the Chamber of Commerce, for the purpose of formulating plans looking to the placing of all recreational and playground activities in the City of Pittsburgh under one supervision.

Which was read.

Mr. Malone moved

The adoption of the resolution.

Mr. Robertson arose and said:

Mr. President, before I vote on this proposition I want to know something about it. I want to know what the purpose of the conference is and the reason for any change in the super-

vision of the playground activities, if such a change is contemplated.

Mr. Malone arose and said:

Mr. President, the purpose of the resolution is to have a conference with representatives of the organizations named therein to ascertain if some plan could not be worked out whereby a satisfactory arrangement could be had to have a single, directing head or supervising head for all the playground and recreational activities.

Last week at the hearing granted representatives of different organizations on the request for a playground in the Hill District certain subjects were brought up—one of which is covered by the resolution presented by Mr. Garland and unanimously adopted by the Council. At that hearing some people were advocating the purchase of grounds adjacent to the Franklin School, and the thought occurred to me that since the Board of Public Education is maintaining playgrounds they should be asked to either purchase grounds adjacent to this school or co-operate with the City in its efforts to satisfy the people of this particular section by the purchase of a playground site. I know there are at least five school houses in the City where the Board of Public Education maintain playgrounds. For a certain period of the year the activities are turned over to the Bureau of Recreation. In the middle of September the Bureau of Recreation turns the activities back to the Board of Public Education. Therefore, on these particular activities two different heads handle them.

In addition to these two activities, the Bureau of Recreation and the Council Board of Public Education, the City Council appropriates annually money to the Allegheny Playground Association to operate playgrounds and recreation centers on the North Side.

During the last year or two the Council and the Mayor have purchased certain plots for playgrounds which have not yet been taken charge of by the Bureau of Recreation.

I believe the three organizations are overlapping each other in their work, and by reason of this overlapping there is a conflict of authority. This should not be, because all three activities are operating on money assessed against and collected from the taxpayers of Pittsburgh.

My purpose in presenting the resolution is to have a conference with the representatives of all organizations interested in playground work and try to arrive at an arrangement whereby we will only have one directing head for all the playgrounds in the City of Pittsburgh. I am satisfied if such an arrangement could be worked out we will get a better service at a smaller cost.

Mr. Robertson arose and said:

Mr. President, that all might look good and might be alright theoretically, but practically the North Side has been in the hands of one woman who has given satisfaction to the people and the Council. The Council have never questioned the management of the North Side playgrounds and have appropriated everything that Mrs. Cowley has asked for. There is no question about her ability to manage the playgrounds over there. Mrs. Cowley, I think, is one of the best playground managers in the State. There is no conflict in authority over there, except that it comes from Pittsburgh. I am opposed to putting the supervision of all the playgrounds in charge of one person. I think if different sections of the City would have the same arrangement as the North Side it would be better for the City.

Mr. McArdle arose and said:

Mr. President, I am willing to support the resolution for the purpose of having the conference, because I take it that no injury could be done by the conference between the parties designated in the resolution, and I hope that out of it will come a better understanding of the recreation and playground problems as they face the City of Pittsburgh.

In supporting it I do not want to be understood as committing myself to what it says in the preamble of the resolution. I am a long ways from concurring in the thought that we ought to have all of these activities under one head. I do not know that such a thing would be possible unless that branch of the municipal activity was ready to take over all of the responsibilities and all the costs and relieve the School Board, or the School Board was ready to take over not only the playgrounds and play activities, so far as they effect children who are in the schools, but for all recreational purposes for all the people of Pittsburgh, young and old.

With this view expressed, I am in favor of the conference, but I would not for a minute commit myself now to any general plan that looked to the consolidation of all of these activities under either of these two heads.

Mr. Herron arose and said:

Mr. President, in seconding this motion for a conference, I did so in the hope that we could bring order out of Chaos. Last year we had three or four men on our payroll while at the same time they were working for the Board of Public Education, and they were drawing \$350.00 to \$400.00 a month of the taxpayers' money. They were performing the same service for the City and the Board of Public Education. Therefore, I am in favor of the conference so that such conditions as this may be eliminated.

As to the management of the playgrounds on the North Side, I do not think there is any criticism to make. I believe the playgrounds over there are in competent hands. Mrs. Cowley is to be commended for the splendid work she is doing. She is able to operate the playgrounds on a cheaper scale than the other two activities, because she is able to get persons who volunteer their services.

However, there is too much waste in the management of our playgrounds, and it is our duty to stop this waste. Therefore, if we can get all interested parties together we may be able to bring about such an arrangement whereby this activity will come directly under one head. For that reason I am in favor of the conference.

I might state that on the North Side the playground association use the school houses for play purposes in the summer time. On this side of the river there is not a single school house used for play purposes; and if it is a success on the North Side, why wouldn't such a system be successful on this side? Therefore, out of this conference something may develop which will bring about a similar arrangement on this side.

Mr. Garland arose and said:

Mr. President, I simply want to say that I do not believe everything as recited in the preamble to the resolution. I am in favor of a conference.

I have always been in sympathy with the work being done on the North Side and Mrs. Cowley is to be congratulated for the splendid work she is doing. I believe she conducts

the North Side activities more satisfactorily and at a less cost than we do in Pittsburgh. One reason for this is the volunteer service.

I do not think there is any overlapping in this work. I do not want to see the school board mixed up in this work. It is true that they are a tax collecting body; but I think this is an activity which belongs entirely to the City. I am willing to talk it over in conference and I am therefore in favor of the passage of the resolution.

Mr. Malone arose and said:

Mr. President, there is nothing in the preamble to the resolution that criticizes anybody. There was no thought in my mind when the resolution was prepared and there is no thought in my mind now to criticize the head of any one of the three different organizations.

I readily agree with Mr. Robertson that they have a splendid supervisor on the North Side. I know that the Board of Public Education has a good head and as far as the Superintendent of the Bureau of Recreation is concerned, she has served under two Mayors, and I believe she is an excellent superintendent. There is nothing in the resolution which criticizes any one of the three groups. I would not criticize Mrs. Cowley, because I tried to get her to be Superintendent of the Bureau of Recreation.

I believe as Mr. Robertson does; that if we could bring those volunteer workers to all the other sections of the City the City of Pittsburgh would save much money.

My purpose in presenting the resolution is to have a conference with all the interested parties and try to make some arrangement whereby this overlapping, and I might go further and say conflict, may be stopped.

I wish to recite an incident which took place at the McKelvey School. During certain periods of the year the Board of Public Education have control of the play activities there, and during the summer time, that is during the school vacation term, these activities are under the control of the Bureau of Recreation. Last summer the services of a plumber were required to do some repair work and neither of the two wanted to assume responsibility for the payment of this service. There is where the conflict of authority appears.

And the question recurring on the adoption of the resolution.

The motion prevailed.

Mr. Malone moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Anderson on February 28th; March 14th and 22nd; April 6th, 25th and 26th, and May 1st and 2nd, 1922;

Mr. Borland on February 28th; March 1st, 6th, 7th, 8th and 22nd; April 10th, 11th, 12th, 18th, 19th, 24th, 25th and 26th, and May 1st and 2nd, 1922;

Mr. English on March 7th; April 12th and 25th, and May 2nd, 1922;

Mr. Garland on March 14th, 22nd and 28th, April 4th, 18th, 25th and 26th, and May 2nd, 1922;

Mr. Herron on March 1st, 3rd and 13th, and April 18th and 25th, 1922;

Mr. McArdle on April 5th and 8th, 1922;

Mr. Robertson on March 1st and 8th, and April 8th and 25th, 1922;

Mr. Winters on February 21st and 23rd; March 1st and 3rd, and April 4th and 5th, 1922.

Which motion prevailed.

The Chair presented

No. 689.

City of Pittsburgh, Penna.,
May 2, 1922.

COUNCIL OF THE CITY OF PITTSBURGH.

Gentlemen:—

On April 24, 1922, you adopted a resolution requesting this Department to investigate the construction of a building on Duquesne way near the Sixth Street Bridge, for the purpose of determining whether the building is being erected on the sidewalk, and whether the provisions of the least are being violated by the lessee.

In answer to your request, I find that by Ordinance approved the 23rd day of July, 1921, Ordinance Book, vol. 32, page 442, Municipal Record, page 258, and Mayor and the Director of the Department of Public Works were authorized to enter into a contract of lease with John W. Bulger for a part of the Duquesne Wharf near the Sixth Street Bridge, as specifically described in the ordinance.

From a report of the Superintendent of the Bureau of City Property, made to the Director of the Department of Public Works, under date of May 1st, it appears that the building is erected on a line with the piers of the railroad and not on the sidewalk, and from a letter of John A. Fugassi, Superintendent of the Bureau of Highways and Sewers, of April 27th, it appears that he was advised by Mr. Gelston that there is no sidewalk on that side of the street.

The propriety and advisability of leasing this property is a matter for Council, and, so far as I can find, the lessee has complied with his lease in this particular.

Respectfully yours,

Richard W. Martin,
City Solicitor.

Which was read, and on motion of Mr. Garland, received and filed.

Mr. Robertson moved

That the Minutes of the proceedings of Council at meetings held on Monday, April 24th, 1922, and Monday, May 1st, 1922, be approved.

Which motion prevailed.

The Chair stated

That the condition of Mr. Borland is very much improved,

And on motion of Mr. Robertson

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, May 15th, 1922.

No. 23.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, May 15, 1922.

Council met.

Present—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Absent—Mr. Borland (on account of illness.)

PRESENTATIONS

Mr. Anderson presented

No. 690. Resolution authorizing the issuing of a warrant in favor of Marian G. Hostetter for \$302.95, refunding overpaid water rent on property at 700-702 Negley avenue, Seventh Ward, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Also

No. 691. Resolution authorizing the issuing of a warrant in favor of D. Herbert Hostetter for \$420.90, refunding overpaid water rent on properties at 243 Fifth avenue, Second Ward, and 5703-09 Elmer street, Seventh Ward, and charging same to

Appropriation No. 41, Refunding Taxes and Water Rent.

Which were read and referred to the Committee on Finance.

Mr. English presented

No. 692. An Ordinance providing for the letting of a contract or contracts for the replacing of the present pressed steel radiators with cast iron radiators in the Women's Pavilion, Men's Pavilion, Administration Building, and the Passageways, in the Tuberculosis Hospital, Leech Farm, Pittsburgh, Pa., and authorizing the setting aside of Thirty-one hundred fifty-two and fifty-eight one-hundredth dollars (\$3,152.58) from Code Account 154, Hospital Bond Fund, for the payment of the cost thereof.

Also

No. 693. An Ordinance providing for the letting of a contract or contracts for the construction and erection of a Building for a Nurses and Doctors Home for the Tuberculosis Hospital, Leech Farm, Pittsburgh, Pa., and authorizing the appropriating and the setting aside of One hundred thousand (\$100,000.00) dollars, from the Tuberculosis Hospital Improvement Bonds, 1919, Bond Fund Appropriation No. 231, for the payment of the cost thereof.

Also

No. 694. Communication from John Cunningham asking to be reimbursed in the sum of \$67.85 for damages sustained by flooding of property at 74 Wabash avenue.

Which were severally read and referred to the Committee on Finance.

Also

No. 695. Petition of residents and property owners for the construction of a sewer on Wabash avenue, 20th Ward.

Which was read and referred to the Committee on Public Works.

Also

No. 696. An Ordinance fixing the width and position of the sidewalk and roadway and establishing the grade of Ackley way, from Bijou way to Church way.

Also

No. 697. An Ordinance establishing the grade of Ashlyn street, from Glen Mawr avenue to Christy street.

Also

No. 698. An Ordinance establishing the grade of Brevet way, from Ashlyn street to Narcissus street.

Also

No. 699. An Ordinance establishing the grade of Eriscoe street, from Tyndall street to Mutual street.

Also

No. 700. An Ordinance establishing the grade of Rex way, from Eriscoe street to a point 120.0 feet northwardly therefrom.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Garland presented

No. 701. An Ordinance empowering the Mayor and the Director of the Department of Public Works to enter into, execute a contract with, and deliver the same to Pittsburgh Wharf and Terminal Company, sub-leasing to said Company for use in conducting the business of a public wharf, a portion of the property leased to the City by the Western Pennsylvania Exposition Society on Duquesne way, fixing the rental under said lease, and fixing other terms and conditions of said contract of lease.

Also

No. 702. An Ordinance authorizing the execution of an agreement with the County of Allegheny relating to the construction of a public highway bridge crossing the Allegheny River at Sixteenth Street in the City of Pittsburgh, and making an appropriation in connection therewith.

Also

No. 703. WHEREAS, There was no distribution made of the amount appropriated for the maintenance of the Bureau of Engineering for the fiscal year 1922 until the pass-

age of Resolution No. 110, approved April 19, 1922; and

WHEREAS, Expenditures for the maintenance of the Bureau of Engineering have been charged to and paid from Appropriation No. 1517; Therefore, be it

RESOLVED, That the City Comptroller, the Director of the Department of Public Works and the Director of the Department of Supplies shall be and they are hereby respectively authorized and directed to charge expenditures already made to appropriations in the amounts listed:

Appropriation	1518	\$ 4,629.68
"	1519	346.42
"	1520	397.96
"	1522	75.63
"	1523	32.13
"	1524	29,066.23
"	1526	253.50
"	1527	343.67
"	1529	21.35
"	1530	75.88
"	1531	10,867.62
"	1533	190.15
"	1536	14.81
"	1537	2,337.30
"	1538	3.25
"	1539	20.99
"	1542	12,990.84
"	1543	58.75
"	1544	246.79
"	1545	3.36
"	1548	10.30
"	1549	573.25
"	1550	10,803.75
"	1551	222.08
"	1552	158.91
"	1553	228.51
"	1554	1.35
"	1555	205.87
"	1556	573.25
"	1557	10,600.00
"	1558	140.70
"	1559	35.50
"	1560	2,449.54
"	1561	200.72
"	1562	711.25
"	1563	345.60
"	1564	69.85
"	1568	1,263.95
"	1571	12,235.04
"	1572	208.25
"	1573	71.43
"	1577	87.28
"	1582	21,166.31
"	1583	383.53
"	1584	130.33
"	1586	64.50
"	1587	89.30
"	1592	192.00
"	1593	31.24
"	1594	39.23
"	1595	45.24

and be it further

RESOLVED. That the City Controller, the Director of the Department of Public Works and the Director of the Department of Supplies shall be and they are hereby respectively authorized and directed to charge the following open market orders now-outstanding and unaid to appropriations in the amounts listed:—

Appropriation	1520	\$	33.90
"	1523	.....	866.45
"	1527	.....	145.50
"	1530	.....	27.75
"	1533	.....	49.84
"	1536	.....	85.67
"	1544	.....	18.75
"	1548	.....	20.82
"	1553	.....	152.11
"	1555	.....	481.84
"	1561	.....	48.03
"	1573	.....	20.55
"	1577	.....	18.90
"	1584	.....	83.26
"	1587	.....	28.65
"	1594	.....	105.00

Also

No. 704. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$8,280.00 from Code Account No. 1426, Item A-1, Salaries, Regular Employees, General Office, Department of Public Safety, to Code Account No. 1428, Item A-3, Wages, Regular Employees, General Office, Department of Public Safety.

Also

No. 705. Resolution authorizing the issuing of a warrant in favor of William Bennett, Chief of the Bureau of Fire, for \$440.00, covering amounts paid by certain employees of the Bureau of Fire who are required to operate motor vehicles in the performance of their duties and are compelled to secure Paid Drivers' Licenses from the State Highway Department of Pennsylvania in accordance with an Act of Assembly, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 706. Resolution authorizing and directing the City Solicitor to settle and discontinue the lien of the City of Pittsburgh vs. Max Danilo-vich et al., entered at D. T. D. No. 223, January Term, 1920.

Also

No. 707. Resolution authorizing and directing the Mayor to execute and deliver a deed to Herbert E.

Gfroerer for Lot No. 558 in Clifford B. Harmon Plan located on Eureka street and Lot No. 669 located on Estella avenue, 18th Ward, for the sum of \$600.00.

Also

No. 708. Resolution authorizing and directing the Mayor to execute and deliver a deed to P. J. Hayley for Lot No. 27 in Joseph Nixon Plan of Lots located on Forward avenue, and lot No. 33 in Jos. Nixon Plan on Forward avenue, 14th Ward, for the sum of \$400.00.

Which were severally read and referred to the Committee on Finance.

Mr. Herron presented

No. 709. An Ordinance regulating the hours of employment of certain employees in the City service.

Which was read and referred to the Committee on Finance.

Also

No. 710. An Ordinance establishing the grade of Arsenal way, from Percy way to Forty-second street.

Also

No. 711. An Ordinance establishing the grade of Hugo way, from Forty-fourth street to a point 250.16 feet southwardly therefrom.

Also

No. 712. An Ordinance establishing the grade of Percy way and street, from Davison street to Hugo way.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Malone presented

No. 713. Petition for the purchase of the Miller property on Ella street, 8th Ward, adjoining the Howard School, for playgrounds.

Which was read and referred to the Committee on Finance.

Also

No. 714. Petition for the grading, paving and curbing of Portola avenue, between Delaware street and Delaware street.

Also

No. 715. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making certain repairs and alterations to the Ellsworth Ave-

nue Bridge over the Pennsylvania Railroad, South 12th Street Bridge over the Pennsylvania Railroad, the Larimer Avenue Bridge over Beechwood Boulevard, and the South Tenth Street Bridge over the Monongahela River, and providing for the payment of the costs thereof.

Also

No. 716. An Ordinance authorizing and directing the construction of a public sewer on the north sidewalk of Fair Oaks street and on Malvern avenue and Plainfield street, from Squirrel Hill Avenue to the existing sewer on the north sidewalk of Plainfield street at a point about 80 feet west of Malvern avenue. With branch sewers on the west and east sidewalks of Squirrel Hill avenue. And providing that the costs, damages and expenses of same be assessed against and collected from property specially benefited thereby.

Also

No. 717. Resolution authorizing the issuing of a warrant in favor of Mike Manella for \$1,500.00 for payment of certain extra work done in connection with the contract for the construction of the Saw Mill Run Main and branch trunk sanitary sewer, Saw Mill Run Drainage Basin extending along Woodstock avenue, McKnight street, Banksville avenue and private property—Contract No. 2, and charging same to Bond Fund No. 214 Contract No. 1287.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 718. Petition for the grading, paving and curbing of Gallion avenue, from Pioneer avenue to Wedgemere street.

Also

No. 719. An Ordinance authorizing and directing the grading, paving and curbing of Gallion avenue, from Pioneer avenue to the southerly line of Wedgemere street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were read and referred to the Committee on Public Works.

Also

No. 720. Wilhelm Place Plan of Lots, 19th Ward, laid out by John T. Textor, and the dedication of Pow-

ers Road, Texdale street and Anglon way shown thereon.

Also

No. 721. An Ordinance approving the "Wilhelm Place Plan of Lots", in the 19th Ward of the City of Pittsburgh, laid out by John T. Textor, accepting the dedication of Powers road, Texdale street, and Anglon way as shown thereon, for public use for highway purposes, opening and naming the same, fixing the width and position of the sidewalks and roadways, and establishing the grades thereon.

Also

No. 722. An Ordinance establishing the grade of Larkfield way, from Tuscola street to Albert street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 723. An Ordinance fixing the width and position of the sidewalk and roadway and re-establishing the grade of Bijou way, from Bonvue street to Greentree avenue.

Also

No. 724. An Ordinance designating Church way as the name of an unnamed 9-foot way, in the 26th Ward of the City of Pittsburgh, from Bonvue street to Greentree avenue as shown in George W. Piper Plan of Lots and establishing the grade thereof.

Also

No. 725. An Ordinance re-establishing the grade of Progress street, from Chestnut street to a point 498.10 feet east of the East curb line of Heinz street.

Also

No. 726. An Ordinance establishing the grade of Pontiac way, from Stonelea street to Wyona way.

Also

No. 727. An Ordinance establishing the grade of Wyona way, from Hiawatha street to Wilksboro avenue.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 728. Communication from O. L. Kirsch asking for the extension of water lines onto a plan of lots he is opening on the Perrysville Road adjoining the City Line in the 26th Ward.

Which was read and referred to the Committee on Filtration and Water.

Also

No. 729. Remonstrance of property owners and residents against Mr. Angelo Robibaro renting property located at 1224 Sherman avenue, North Side, to Chinese.

Which was read and referred to the Committee on Public Safety.

The Chair presented

No. 730. Resolution authorizing and directing the Mayor to execute and deliver a deed to Anthony Steiner for Lot No. 429 in the Shaler Place Plan of Lots located on Augusta street, 19th Ward, for the sum of \$150.00.

Also

No. 731. Communication from Mrs. Lula A. Anderson asking to be reimbursed in the sum of \$250.00 for damages sustained by flooding of property at 41 Wabash avenue and Neptune street.

Also

No. 732. Communication from Citizens Committee on City Plan relative to establishment of a playground system in Pittsburgh.

Also

No. 733. Communication from John A. Hollinger, Director, Board of Public Education, asking that the City purchase the Sullivan property on Frazier street for playgrounds.

Also

No. 734. Communication from John T. Taylor asking that \$1,000.00 be appropriated for aquatic and athletic sports in Schenley Park on Fourth of July.

Which were severally read and referred to the Committee on Finance.

Also

No. 735. Communication from H. R. Sims & Company relative to the parking privileges on the wharves.

Also

No. 736. Petition for police protection at the automobile parking stations on the wharves.

Which were read and referred to the Committee on Public Safety.

Also

No. 737. Communication from W. C. Thomas complaining of having no water supply in the toilet in property at 4646 Sylvan avenue.

Also

No. 738. Communication from J. D. Crawford relative to infantile mortality in Pittsburgh.

Which were read and referred to the Committee on Health and Sanitation.

Also

No. 739. Communication from J. C. Andrade complaining of nuisance caused by men and boys loitering at the corner of Elizabeth and Lytle streets, 15th Ward.

Which was read and referred to the Committee on Public Safety.

Also

No. 740. Communication from Joseph T. Bell, Attorney-at-law, asking that his client, Antonio Certo be reimbursed for damages to his property at 1413 Dagmar avenue, 19th Ward, by reason of the improvement of said street.

Which was read and referred to the Committee on Finance.

Also

No. 741.

MAYOR'S OFFICE

Pittsburgh, May 13, 1922.

Dear Sir:

I have a communication from the City Clerk, with reference to Bill No. 688, a resolution requesting a conference on consolidating playground activities.

Mr. Finley has some very definite ideas on this subject and I would be glad to attend a conference at any time you choose, say in the first three days of next week at 11:00 in the morning.

The resolution suggests the attendance of the Director of the Department of Public Works, the Board of Public Education, representatives of the Allegheny Playground Association, the Citizens Committee on City Plan and the Recreation Committee of the Chamber of Commerce.

Yours truly,

W. A. Magee.

Daniel Winters, Esquire,
City Clerk's Office,
Pittsburgh, Pa.

Which was read.

Mr. Malone moved

That the communication be received and filed, and, if it be convenient to all parties named, that the

conference be arranged for Thursday morning, May 18, 1922, at 11:00 o'clock.

Which motion prevailed.

Also

No. 742.

MAYOR'S OFFICE

Pittsburgh, May 13th, 1922.

Dear Sir:

In addition to conferring on the subject of playgrounds, the City Council, the Director of the Department of Public Works and myself should confer upon the subject of the rentals in the Market House.

I have a case before me where the receiver of a bankrupt's estate wishes to obtain a renewal of an expired lease in behalf of someone to whom the receiver wishes to assign the stand and for which he tells me he will receive \$2,000 for the bankrupt's estate. His argument is that the bankrupt created a good will in the stand that should redound to the benefit and advantage of his creditors. I suspect on the contrary that the assignee is willing to pay this bonus because the rent of the stand is too low.

Last year the Council authorized five year leases. For some reason the last administration did not execute and deliver five year leases under the ordinance. I have directed the Department of Public Works not to make any leases until we could view the whole subject in all its bearings and I suggest that we confer upon this subject at the same time when we meet on the playgrounds.

Yours truly,

W. A. Magee.

Daniel Winters, Esquire,
City Clerk's Office,
Pittsburgh, Penna.

Which was read.

Mr. McArdle moved

That the communication be received and filed, and the President of Council arrange with the Mayor for the conference suggested on the Market rental question at some agreeable time when nothing else will interfere as it is big enough for a day's work.

Which motion prevailed.

Also

No. 743.

City of Pittsburgh, Penna.,

May 12th, 1922.

TO THE COUNCIL OF THE
CITY OF PITTSBURGH:

I return, without approval, Bill No. 573, an ordinance authorizing an increase of indebtedness of the city in the sum of \$99,000.00 to provide for the cost, damages and expenses of city playgrounds, for the reason that the councilmanic credit will not permit of the issuance of the bonds therein provided for and at the same time permit of certain other increases of indebtedness already determined upon.

The estimate of the cost of approaches to the Sixteenth Street Bridge amounts to \$630,000.00. I am notified that the Board of Viewers intend to award property damages on the Boulevard of Allies to an amount of \$180,000.00 in excess of the estimated damages already included in the calculation of the councilmanic borrowing power. The property damages estimated in certain other improvements, namely, the grading, paving and curbing of Portola avenue, Wayland way and Wickline lane, amounting to \$55,000.00 must likewise be charged. The sewer on Fair Oaks street, \$11,000.00, and the widening of East Ohio street, \$4,500.00 must also be considered. I calculate that the particular improvements I have mentioned amount to \$880,000.00 as against a present margin of \$953,361.28.

Your honorable body is aware that you are from time to time passing ordinances providing for the improvement of other streets and the construction of other sewers. The Board of Viewers has before it a large number of street improvements and, in view of past experience, it seems not unlikely that there will be other awards of damages in excess of estimates. The City's interest, in my judgement, requires the defeat of this bill.

Respectfully submitted,

W. A. Magee
Mayor.

Which was read.

Also

Bill No. 573. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Ninety-nine thousand

dollars (\$99,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering expenses) of the improvement of City Playgrounds and the establishment of new playgrounds "including the acquisition of land, property and equipment therefor.) and providing for the redemption of said bonds and the payment of interest thereon."

In Council, May 1st, 1922, Rule suspended, read three times and finally passed.

Which was read.

Mr. English moved.

That the communication and bill be laid over for one week.

Upon which motion the Chair ordered a call of the ayes and noes, and the ayes and noes were taken, and being taken were:

Ayes—Messrs.

English	Robertson
Herron	Winters (Pres.)
McArdle	

Noes—Messrs.

Anderson	Malone
Garland	

Ayes—5.

Noes—3.

And a majority of the votes being in the affirmative, the motion prevailed.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 744. Report of the Committee on Finance for May 9th, 1922, transmitting an ordinance and several resolutions to council.

Which was read, received and filed.

Also

Bill No. 667. An Ordinance entitled, "An Ordinance amending Section 8, Mayor's Office, Municipal Garage and Repair Shop, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law December 31, 1921."

In Finance Committee, May 9th, 1922, read and amended in Section 1, as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of 'the Finance Committee be agreed to.'

Which motion prevailed.

And, the bill, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English	McArdle
Garland	Winters (Pres.)
Herron	

Noes—Messrs.

Anderson	Robertson
Malone	

Ayes—5.

Noes—3.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation

Bill No. 661. Resolution authorizing the issuing of a warrant in favor of Mrs. Laura Showalter for \$62.25, in full settlement of any and all claims for damages which she might have against the City arising out of an accident that occurred on January 23, 1922, while walking along Cemetery avenue, and charging the same to Code Account No. 42 (Contingent Fund.)

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 664. Resolution authorizing the City Solicitor to settle and discontinue, without consideration, the following tax liens of record in the Prothonotary's Office of Allegheny County, upon property of Elizabeth McElvany:

D. T. D. No. 698 July Term, 1914.
D. T. D. No. 2168 April Term, 1916.
D. T. D. No. 2272 April Term, 1917.
D. T. D. No. 2459 April Term, 1918.
D. T. D. No. 2294 January Term, 1920.
D. T. D. No. 2057 January Term, 1921.
D. T. D. No. 2070 January Term, 1922.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 663. Resolution authorizing the Mayor to execute and deliver, upon payment of the sum of \$100.00, a deed to Josephine Y. Breese, for all that certain lot or piece of ground situate in the 19th Ward of the City of Pittsburgh, bounded and described as follows: Beginning on

the north side of Arlington avenue, at the corner of Dean's lot; thence along Arlington avenue 26 feet to the corner of Yard's lot; and thence extending back 72.74 feet, more or less, to Fort Hill street.

In Finance Committee, May 9th, 1922, read and amended by striking out the words "19th Ward" and by inserting in lieu thereof the words "16th Ward," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 745. Report of the Committee on Public Works for May 9th, 1922, transmitting an ordinance and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 672. An Ordinance entitled, "An Ordinance granting unto Andrew Doebla and Michael J. Doebla trading as the Doebla Wagon Company, owners of certain property, including a three-story brick building on East Ohio street in the City of Pittsburgh, the permission and the right to raise and maintain the said three-story brick building as the same now is located on and projects over

East Ohio street as widened by Ordinance No. 303 of the City of Pittsburgh, approved October 2, 1919, so long as the said present structure or building shall stand."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Garland	McArdle
Herron	Robertson
Malone	Winters (Pres.)

Noes—Messrs.

Anderson English

Ayes—4.

Noes—2.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 669. Resolution authorizing the issuing of a warrant in favor of George Naismith & Son for \$698.86, for labor furnished for the construction of a certain drier at Asphalt Plant No. 1 for the Bureau of Highways and Sewers, and charging same to Appropriation No. 1657, Repairs Asphalt Plants.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Anderson presented.

No. 746. Report of the Committee on Public Safety for May 9th, 1922, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 655. Resolution authorizing the issuing of a warrant in favor of the Animal Rescue League of Pittsburgh for the sum of \$1,108.83 covering work done during the month of April, 1922, and charging the same to Code Account No. 1460, Item B. Miscellaneous Services, Dog Pound, Bureau of Police.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS

Mr. Garland presented

No. 747.

Cape May Point, New Jersey.

May 11, 1922.

Hon. Robert Garland,

Councilman,

City-County Building.

My dear Mr. Garland.

I am the sister of John H. Henderson City Controller. Upon the death of our father, the late Harvey Henderson, and the disposition of my home, I gave my piano to the City for the Stephen C. Foster Memorial

Home—At the same time the piano was taken by the City van, I sent a large mantel mirror, framed in walnut, which had been in our home always, to be placed also in the Home. The mirror is a handsome one, and will look well over the mantel in the large room to the left of the entrance hall. Will you be so good as to see that it is placed there? It is too large to be handled by any save professionals. It has been standing all this time on the floor. The antique style of this piece corresponds with the period of the house itself, and is such a one as probably was at one time in that room and position.

The New Era Club is soon to have a tree-planting in the grounds there, and they would all enjoy seeing the mirror in its place.

I feel much interest in the Memorial Home, and will always be glad to assist in its embellishment in any way in my power.

Thanking you cordially for your kind assistance in regard to the mirror, I remain

Very truly yours

Grace Van Woert H. Henderson.

Which was read, received and filed.

Also

No. 748. RESOLVED, That a copy of the letter from Miss Grace Henderson relating to gift of piano and mantel mirror to the Stephen C.

Foster Home be referred to the Mayor and the Director of the Department of Public Works requesting that the articles in question be properly housed and cared for in line with the suggestions of the donor, and that this Council through its President acknowledge receipt of the communication expressing the thanks of the City of Pittsburgh to the donor for her handsome gifts to this home, assuring her that they will be highly appreciated.

Which was read.

Mr. Garland moved

The adoption of the resolution. Which motion prevailed.

Mr. Garland moved

That the minutes of the proceedings of Council at a meeting held on Monday, May 8th, 1922, be approved.

Which motion prevailed.

Mr. Robertson moved

That the committee meetings called for Tuesday, May 16, 1922, at 1:30 o'clock, P. M., be postponed until Wednesday, May 17, 1922, at 1:30 P. M. (on account of Tuesday, May 16, being Primary Election Day).

Which motion prevailed.

And on motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, May 22nd, 1922.

No. 24.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, May 22, 1922.

Council met.

Present—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Absent—Mr. Borland (on account of illness).

PRESENTATIONS

Mr. English presented

No. 749. Communication from Brookline Board of Trade regarding sewerage conditions on Brookline boulevard.

Which was read and referred to the Committee on Public Works.

Also

No. 750. An Ordinance establishing the grade of Chesney way, from Center avenue to Bayard street.

Also

No. 751. An Ordinance re-establishing the grade of Wandless street, from Wylie avenue to Breen street.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. Garland presented

No. 752. An Ordinance fixing the number of officers and employees of the Oliver Swimming Pool, Bureau of Recreation, Department of Public Works, City of Pittsburgh, and the rate of compensation thereof.

Also

No. 753. An Ordinance appropriating and setting aside from the proceeds of Water Bonds, Series "A", 1919, the sum of Six thousand eighty-nine dollars and sixty-four cents (\$6,089.64) for the payment of Miscellaneous Services, Supplies, Materials and Equipment, furnished to the Bureau of Water, Department of Public Works.

Also

No. 754. An Ordinance appropriating and setting aside from the proceeds of "Street Improvement Bonds", Bond Fund Appropriation No. 194, an additional sum of Fifteen thousand dollars (\$15,000.00), for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials and Miscellaneous Services in the Bureau of Engineering, Department of Public Works.

Also

No. 755. Resolution authorizing the issuing of a warrant in favor of the American Bridge Company for \$9,537.00 for extra work done on the contract for the Boulevard of the Allies, Viaduct No. 1, Construction and Erection of Structural Steel, Contract No. 2, and charging same to No. 207 Bond Issue of 1919.

Also

No. 756. Resolution authorizing and directing the City Controller to transfer from Code Account No. 1588-M, Drilling and Test Pits, the

following sums, amounting in the aggregate to \$3,080.40, to the respective Code Accounts of the Bureau of Engineering, to-wit:

\$3,000.00 to Code Account No. 1550-A-3,
Wages, Regular Employees
\$ 80.40 to Code Account No. 1555, F,
Equipment.

Also

No. 757. Resolution authorizing and directing the Department of Assessors to exonerate the owners of the Phipps Playground property in the 22nd Ward, North Side, from the payment of all city taxes for and during the term the property is used by the Allegheny Playground Association; this exoneration being in accordance with the condition of the lease on said property.

Which were severally read and referred to the Committee on Finance.

Mr. Herron presented.

No. 758. Communication from Albert W. Wallace and Harrison D. Mason on behalf of the North Presbyterian Church for supply of water free of charge to the drinking fountain at the entrance to the church.

Which was read and referred to the Committee on Finance.

Also

No. 759. An Ordinance re-establishing the grade of King avenue, from Hampton street to Avondale place.

Also

No. 760. An Ordinance establishing the grade of Montrose street, from Rosemary street to Kensington street.

Also

No. 761. An Ordinance fixing the width and position of the sidewalks and roadway and re-establishing the grade of Rosemary street, from South Braddock avenue to Montrose street.

Also

No. 762. An Ordinance providing for the permanent improvement of Euclid avenue and St. Clair street by the Receivers of the Pittsburgh Railways Company within the railway area and waiving the necessity for temporary repairs as provided in an Ordinance No. 47, Series 1921, approved February 25, 1921, and recorded in Ordinance Book 32, page 170.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Malone presented

No. 763. Communication from W. H. Pratt, Esq., asking that the City pay the purchase money to the Methodist Episcopal Church Union of Pittsburgh for property obtained from said organization.

Also

No. 764. Communication from the Chartiers Board of Trade asking for the establishment of an engine company in the new 28th Ward (formerly Chartiers Township).

Which were read and referred to the Committee on Finance.

Also

No. 765. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on Bates street and private properties of the City of Pittsburgh and Edward Farrell, from Wilmot street to the existing sewer on the private property of Edward Farrell southwest of Wilmot street, and authorizing the setting aside of the sum of \$3,200.00 from Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, for the payment of the cost thereof.

Also

No. 766. An Ordinance authorizing and directing the construction of a public sewer on Winters way, from a point about 230 feet northeast of Sewickley road to the existing sewer on Sewickley road, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 767. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to take over and maintain as a permanent structure the bridge constructed across Saw Mill Run on the line of McKnight street.

Also

No. 768. An Ordinance giving to the Standard Talking Machine Company, owner of the building fronting in Penn avenue in the City of Pittsburgh between Barbeau and Fancourt

streets and being Nos. 305, 307 and 309 on said street, the privilege of maintaining the rear of said building on Mulberry way where it is now situated until such time as the rear of said building may be removed or destroyed, or until such time as the said strip of ground may be needed for public purposes.

Also

No. 769. Petition for the paving of Kaufman way between Aurelia street and Marchand street.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented.

No. 770. An Ordinance fixing the width and position of the roadway and sidewalks of Minsinger street, from Southern avenue to Boggs avenue, and providing for the sloping and parking of portions of said street lying without the lines of the roadway and sidewalks.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 771. Petition for the grading and paving of Wayland way, between Portola avenue and Portola avenue.

Also

No. 772. An Ordinance authorizing and directing the grading and paving of Wayland way, from Portola avenue to Portola avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were read and referred to the Committee on Public Works.

Also

No. 773. Petition for the vacation of Sipe street, between Hubbard street and an unnamed 20-foot way, a distance of 107 feet.

Also

No. 774. An Ordinance vacating Sipe street, in the 27th Ward of the City of Pittsburgh, from Hubbard street to an unnamed 20 foot way northwardly therefrom.

Which were read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 775. Communication from Mrs. Margaret B. Kay asking to be

reimbursed for damages to her property by reason of overflowing of sewer on McKnight street, 20th Ward.

Also

No. 776. Communication from Mrs. Mary Carts asking to be reimbursed for damages sustained by overflowing of sewer on Wabash avenue, 20th Ward.

Also

No. 777. Communication from Mrs. A. C. Hofmeister asking to be reimbursed for damages sustained by overflowing of sewer on Wabash avenue, 20th Ward.

Also

No. 778. Petition of residents and property owners of the Fourth Ward asking that the City purchase the Sullivan property on Frazier street for playground purposes.

Also

No. 779. Communication from the Oakland Young Men's Christian Association asking that the City provide playgrounds for the residents of the Oakland District.

Also

No. 780. Communication from M. B. Leshner, Esq., offering on behalf of his client, \$60,000.00 for the Montrose Pumping Station Property.

Which were severally read and referred to the Committee on Finance.

Also

No. 781. Communication from the Lawrenceville Board of Trade regarding the condition of the fence around the Stephen C. Foster Home; also the condition of the paving on Liberty avenue between 34th and 40th streets, and asking that Friendship avenue at Penn avenue be widened.

Which was read and referred to the Committee on Public Works.

Also

No. 782. Communication from John G. Hoslick, Secretary, Hampton Battery Veteran Association, asking that the Hampton Battery Monument in North Park, North Side, be decorated for services on Memorial Day, May 30th.

Which was read and referred to the Committee on Parks and Libraries.

Also

No. 783. Communication from W. G. Bailey asking that the Police Department abate the nuisance caused by boys congregating on his property located at Lafayette avenue and Letsche street.

Which was read and referred to the Committee on Public Safety.

Also

No. 784. Communication from Dr. C. J. Vaux, Director, Department of Public Health, relative to infant mortality in Pittsburgh.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 785. Communication from Richard W. Martin, City Solicitor, relative to suit filed by the Public Defense Association vs. the City of Pittsburgh to restrain the payment of current union wages to stationary engineers.

Which was read, received and filed.

Also

No. 786. Communication from John L. Walker, Chairman, General Committee, Independent Order of Odd Fellows, inviting the members of Council to be the guests of said organization at the Representatives Banquet on Wednesday evening, June 7, 1922, in the Wm. Penn Hotel.

Which was read.

Mr. Garland moved.

That the communication be received and filed, and the invitation accepted, and as any members of Council as possible attend the banquet.

Which motion prevailed.

Also

No. 787.

City of Pittsburgh, Penna.,

May 18th, 1922.

TO THE COUNCIL OF THE
CITY OF PITTSBURGH:

I return herewith Bill 672, an ordinance allowing the Doebla Wagon Company, owner of a three-story brick building in East Ohio street, to maintain said building in its present location although the same projects over East Ohio street as widened by ordinance approved October 2, 1919, so long as the said building shall stand, without approval, for the reason that the City may at some time find it necessary to withdraw its consent and no provision is contained in the ordinance that would allow of a revocation of this permission.

I see no objection to leaving it remain at the present time, but it seems to me that the permission should be qualified either by a period of years or a provision providing for

a revocation on a certain fixed notice, say one year. To be more definite, I would not object to the permission being granted for a period of five years. At the end of five years, if traffic or other conditions did not compel the removal of the obstruction, the permission could be extended for five years and so on during the natural life of the building. In its present form, however, it seems to me the grant is too large and may turn out to be against a public interest.

Respectfully submitted

W. A. Magee,
Mayor.

Which was read.

Also

Bill No. 672. An Ordinance entitled, "An Ordinance granting unto Andrew Doebla and Michael J. Doebla trading as the Doebla Wagon Company, owners of certain property, including a three-story brick building on East Ohio street in the City of Pittsburgh, the permission and the right to raise and maintain the said three-story brick building as the same now is located on and projects over East Ohio street as widened by Ordinance No. 303 of the City of Pittsburgh, approved October 2, 1919, so long as the said present structure or building shall stand."

In Council, May 15, 1922, Rule suspended, read three times and finally passed.

Which was read.

Mr. Robertson moved

That the communication and bill be laid over for one week and a copy of the communication be furnished each member of Council.

Which motion prevailed.

Also

No. 788.

City of Pittsburgh, Penna.,

May 18th, 1922.

TO THE COUNCIL OF THE
CITY OF PITTSBURGH:

I return herewith Bill 667, an ordinance providing for the re-organization of the Municipal Garage and Repair Shop, without approval, for the reason that the bill in its present form is not that recommended by me on the advice of the Superintendent of the Municipal Garage. I made certain recommendations to the Council that were intended to be a comprehensive re-organization of that municipal activity. As the ordinance

was passed, all of the recommendations, except one, was rejected. The only one adopted provides for an increase in salary. That standing alone, I cannot approve.

Respectfully submitted

W. A. Magee,
Mayor.

Which was read.

Also

Bill No. 667. An Ordinance entitled, "An Ordinance amending Section 8, Mayor's Office, Municipal Garage and Repair Shop, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law December 31, 1921."

In Council, May 15, 1922, Committee amendment agreed to, rule suspended bill read three times and finally passed.

Which was read.

Mr. Garland moved

That the communication and bill be laid over for one week and a copy of the communication be furnished each member of Council.

Which motion prevailed.

UNFINISHED BUSINESS

Bill No. 743. Communication from the Mayor returning, without his approval, Bill No. 573. An Ordinance authorizing the issue of \$99,000.00 Playground Bonds.

In Council, May 15, 1922, Read and laid over for one week.

Which was read, received and filed.

Also

Bill No. 573. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Ninety-nine thousand dollars (\$99,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering expenses) of the improvement of City Playgrounds and the establishment of new playgrounds "including the acquisition of land, property and equipment therefor," and providing for the redemption of said bonds and the payment of interest thereon."

In Council, May 15, 1922, Bill returned by the Mayor without his approval and laid over for one week.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

Mr. English arose and said:

Mr. President, from the viewpoint expressed in his veto message Mayor Magee is afraid that the Council does not realize how close we have gone to the limit of the Councilmanic borrowing power. The figures given by the Mayor are correct, and from his viewpoint the veto is apparently justified. However, there is another side to this question, which is fairly understood by every member of Council.

For the last four or five years a majority of this Council has endeavored to work out a playground system to the end that practically every section of the city would have some kind of a playground for the children. In working out this system we have conferred and consulted from time to time with the Chamber of Commerce's Committee on Recreation, with the Allegheny Civic Club and with the Citizens Committee on City Plan. Nearly all of the grounds proposed or purchased have been approved by these leading citizens. When the Council and the former administration were preparing the bond issue that was submitted to the people on July 8, 1919, we had taken all these matters into consideration.

It is my opinion that the preparatory work done by the Councilmen in trying to provide recreation and playgrounds in various sections of the city is the reason this playground item, in 1919, received such an overwhelming vote at the hands of the taxpayers of Pittsburgh.

After this bond issue was passed the city began to take over some of these grounds which had been agreed upon with the various civic bodies. In order to give everyone a square deal, the Council very wisely decided to acquire these properties for the City through condemnation proceedings. In this manner the acquisition of these properties would be an open matter at all times, as the public would have an opportunity to attend the hearings before the Courts and juries would decide the amount of money the city would have to pay the various property owners. The newspapers carried reports from time to time so

that everything was assured of a square deal.

Unfortunately for the city this very method of condemnation proceedings has resulted in the cost exceeding the estimates by something like \$65,000.00. In order to keep faith with other communities who expected to get playgrounds from the people's bond issue of 1919 the Council now finds it is necessary to provide \$65,000.00 additional on account of the excess cost through condemnation proceedings over which the Council has no control.

The new item put into this \$99,000.00 ordinance which the Mayor has vetoed, is for a swimming pool in the Soho Playgrounds, which is located in the populous Hill District. For my part I think it is a very wise selection and a splendid investment for the people of Pittsburgh to have in this district.

Therefore, I do not hesitate for one moment to vote for the swimming pool in the Hill district.

It is unfortunate that we must differ at times, but when it is necessary to differ, I do not hesitate to take my stand for what I think is right. In this particular matter I am satisfied that the Council has made every effort to keep faith with the good people of Pittsburgh who expected playgrounds, and I believe that the future will demonstrate that the Council was justified in taking action on this bill today. Therefore, I vote to pass this ordinance notwithstanding the veto of the Mayor.

And the question recurring, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 789. Report of the Committee on Finance for May 17, 1922,

transmitting an ordinance and sundry resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 666. An Ordinance entitled, "An Ordinance fixing the number of officers and employees of the Bureau of Recreation, Department of Public Works, City of Pittsburgh, and the rate of compensation thereof."

Which was read.

Mr. English arose and said:

Mr. President, I regret very much that I was unable to be at the Committee meeting, and, unfortunately, had not been able to look into this playground setup. Therefore, I would ask that this bill be recommitted to the committee for further consideration.

The money for this setup was appropriated in lump sums before the first of the year, and in view of the fact that five months were taken in preparing a salary and wage schedule I do not believe any objection can be offered to a member of Council taking a little more time to examine it.

Personally I would like to have some changes made in this bill, and for that reason I do not propose to vote for it today.

The Chair said:

Do you make a motion to recommit it to the Committee on Finance?

Mr. English arose and said:

Mr. President out of courtesy to me I believe some member who was present at the committee meeting and heard the discussion on the bill should make the motion to recommit it.

Mr. Garland arose and said:

Mr. President, I move that the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 665. Resolution authorizing and directing the City Controller to make distribution of the sum of \$125,000.00 in Appropriation No. 1905-M, Maintenance Fund, Bureau of Recreation, to Code Account Nos. 1905, 1906, 1907, 1908, 1909, 1910, 1911, 1913, 1914, 1915, 1916, 1917, 1918; 1919, 1920, 1921, 1922, 1923, 1924, 1925 and 1926 of said Bureau.

Which was read.

Mr. Garland moved

That the resolution be recommended to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 659. Resolution authorizing the issuing of a warrant in favor of the M. O'Herron Company for the sum of \$3,198.20, for extra work done on contract for constructing the foundations of Viaduct No. 1, Contract No. 7 of the Boulevard of the Allies, and charging the same to Boulevard of the Allies Improvement Bonds, Bond Fund Appropriation No. 207.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 690. Resolution authorizing the issuing of a warrant in favor of Marian G. Hostetter in the sum of \$302.95, refunding overpaid water rent on property at 700-702 Negley avenue, 7th Ward, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 691. Resolution authorizing the issuing of a warrant in favor of D. Herbert Hostetter in the sum of \$420.90, refunding overpaid water rent on properties at 243 Fifth avenue, 2nd Ward, and 5703-09 Elmer street, 7th Ward, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 706. Resolution authorizing and directing the City Solicitor to settle and discontinue the lien of the City of Pittsburgh vs. Max Danilovich et al. entered at D. T. D. No. 323 January Term, 1920.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 588. Resolution authorizing and directing the Mayor to execute and deliver a deed to E. M. Scott for the sum of \$450.00, for lot No. 83, Lot No. 85 and Lot No. 87 on Wadsworth street, 5th Ward, Pittsburgh, Pa.

In Finance Committee May 18, 1922. Read and amended by striking out the words "Lot No. 87" and by striking out "\$450.00" and by inserting in lieu thereof "\$500.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 625. Resolution authorizing the issuing of a warrant in favor of John D. Sullivan for the sum of \$1,029.60, being for hospital, doctor and nurse's bill and lost time incurred by being shot in the right leg by

Officer Mullen, who was pursuing a boy, and charging the same to Code Account No.

In Finance Committee, May 17, 1922. Read and amended by inserting in blank space "42", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	McArdle
English	Robertson
Herron	Winters (Pres.)
Malone	

Noes—Mr. Garland.

Ayes—7.

Noes—1.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 790. Report of the Committee on Public Works for May 18, 1922, transmitting several ordinances and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 497. An Ordinance entitled, "An Ordinance widening East Ohio street, in the 24th Ward of the City of Pittsburgh, between points 230.45 feet and 251.17 feet, along the northerly line of East Ohio street westwardly from station 37+10.88 as described in Ordinance No. 303 widening East Ohio street, etc., approved October 2nd, 1919, and provided that the costs, damages and expenses occasioned thereby be assessed against and collected from the property benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 719. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Gallion avenue, from Pioneer avenue to the southerly line of Wedgemere street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 634. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Portola avenue, from Delaware street to Delaware street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 715. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making certain repairs and alterations to the Ellsworth avenue bridge over the Pennsylvania Railroad, the South Twelfth Street Bridge over Pennsylvania Railroad, the Larimer Avenue Bridge over Beechwood Boulevard, and the South Tenth Street Bridge over the Monongahela River, and providing for the payment of the costs thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 716. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the north sidewalk of Fair Oaks street and on Malvern avenue and Plainfield street, from Squirrel Hill Avenue to the existing sewer on the north sidewalk of Plainfield street at a point about 80 feet west of Malvern avenue. With branch sewers on the west and east sidewalks of Squirrel Hill avenue. And providing that the costs, damages and expenses of same be assessed against and collected from property specially benefited thereby.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No 717. Resolution authorizing the issuing of a warrant in favor of Mike Manella for the sum of \$1,500.00 for payment of certain extra work done in connection with the contract for the construction of the Saw Mill Run Main and branch trunk sanitary sewer, Saw Mill Run Drainage Basin extending along Woodstock avenue, McKnight street, Banksville avenue and private property—Contract No. 2, and charging same to Bond Fund No. 214 Contract No. 1287.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Herron (for Mr. Borland) presented

No. 791. Report of the Committee on Public Service and Surveys for May 18, 1922, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 696. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalk and roadway and establishing the grade of Ackley way, from Bijou way to Church way."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 697. An Ordinance entitled, "An Ordinance establishing the grade of Ashlyn street, from Glen Mawr avenue to Christy street."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 698. An Ordinance entitled, "An Ordinance establishing the grade of Brevet way, from Ashlyn street to Narcissus street."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 699. An Ordinance entitled, "An Ordinance establishing the grade of Eriscoe street, from Tyn-dall street to Mutual street."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 700. An Ordinance entitled, "An Ordinance establishing the grade of Rex way, from Briscoe street, from Tyndall street to Mutual street."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 710. An Ordinance entitled, "An Ordinance establishing the grade of Arsenal way, from Percy way to Potry-second street."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 711. An Ordinance entitled, "An Ordinance establishing the grade of Hugo way, from Forty-fourth street to a point 250.16 feet southwardly therefrom."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 712. An Ordinance entitled, "An Ordinance establishing the grade of Percy way and street, from Davison street to Hugo way."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 722. An Ordinance entitled, "An Ordinance establishing the grade of Larkfield way, from Tuscola street to Albert street."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 723. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalk and roadway and re-establishing the grade of Eljou way, from Bonvue street to Green Tree avenue."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 724. An Ordinance entitled, "An Ordinance designating Church way as the name of an Unnamed 9 foot way in the 26th Ward of the City of Pittsburgh, from Bonvue street to Green Tree avenue, as shown in George W. Piper Plan of Lots, and establishing the grade thereof."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 726. An Ordinance entitled, "An Ordinance establishing the grade of Pontiac way, from Stonelea street to Wyona way."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 727. An Ordinance entitled, "An Ordinance establishing the grade of Wyona way, from Hiawatha street to Wilksboro avenue."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 725. An Ordinance entitled, "An Ordinance re-establishing the grade of Progress street, from Chestnut street to a point 498.10 feet east of the east curb line of Heinz street."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Herron presented

No. 792.

H. J. Heinz Company

Pittsburgh, Pa., U. S. A.,

May 20, 1922.

To the Council of the
City of Pittsburgh,
Pittsburgh, Pa.

Gentlemen:—

This letter is written to confirm an understanding had at a conference on May 20, 1922, between Messrs. C. M. Reppart and Harold Irons, representing the City, and ourselves, in regard to the ordinance establishing the grade of Progress street, which is now pending before your body, to this effect.

That we will waive all damages to our property on Progress and Heinz streets arising from the change of grade as fixed by the proposed ordinance in excess of \$18,000, which was the amount of the estimated damages arising from the grade as established in December, 1920, the \$18,000 to include the estimated damages to the S. Young property arising from change of grade under the ordinance of December, 1920.

Yours very truly,

H. J. Heinz Company,

By W. H. Robinson,

Vice President.

This is per conference
of 5-20-22—Reppart.

Which was read, received and filed, and on motion of Mr. **Garland** ordered printed in full in the record.

Also, with an affirmative recommendation.

Bill No. 720. Wilhelm Place Plan of Lots, 19th Ward, Pittsburgh, Pa., laid out by John T. Textor, and the dedication of the highways as shown therein.

Which was read, accepted and approved by the following vote:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

Also

Bill No. 721. An Ordinance entitled, "An Ordinance approving the 'Wilhelm Place Plan of Lots' in the 19th Ward of the City of Pittsburgh, laid out by John T. Textor, accepting the dedication of Powers road, Texdale street and Anglon way, as shown thereon for public use for highway purposes, opening and naming and naming the same, fixing the width and position of the sidewalks and roadways, and establishing the grades thereon."

Which was read.

Mr. **Herron** moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

At this time Mr. **English** arose and introduced Dr. Thomas Lambie, son of the late John S. Lambie, a former member and President of Select Council, who has been located in Abyssinia and is now visiting friends and relatives in Pittsburgh.

Dr. Lambie addressed the members of Council and told of his experience in his profession among the inhabitants of Abyssinia and of the wonderful assistance the United States of America is rendering the people of that country.

Mr. **Garland** moved

That the Minutes of the proceedings of Council at a meeting held on Monday, May 15th, 1922, be approved.

Which motion prevailed.

And on motion of Mr. **Garland**

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, May 29th, 1922.

No. 25.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, May 29, 1922.

Council met.

Present—Messrs.

Anderson	Malone
English	McArdle
Garland	Winters (Pres.)

Absent—Messrs.

Borland (on account of illness)	
Herron	Robertson

PRESENTATIONS

Mr. Anderson presented

No. 793. Resolution authorizing empowering and directing the City Controller to set aside the sum of \$1,500.00 in Code Account No. 42, Contingent Fund, for the purpose of purchasing supplies, materials and repair parts from the Pittsburgh Fire Alarm Company of Pittsburgh, Pa., for use of the Bureau of Electricity, Department of Public Safety, in connection with the operation of the police telegraph service in the City of Pittsburgh.

Also

No. 794. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Sam Ambrovič for the sum of \$48.28,

being 50 per cent. of the excess of the metered rate over the former flat rate on his premises at 2413 Fifth avenue, Fourth Ward.

Which were read and referred to the Committee on Finance.

Mr. English presented

No. 795. Resolution authorizing and directing the Director of the Department of Public Works to proceed in the name, and on behalf of said City, and for the use of the same, to have taken, appropriated and condemned for playground purposes in the manner prescribed by law certain properties in the Eighth and Ninth Wards, Third Ward, Fifteenth Ward, Twelfth Ward Seventeenth Ward and Twenty-fifth Ward.

Which was read and referred to the Committee on Finance.

Also

No. 796. An Ordinance changing the names of certain avenues, streets and ways in the City of Pittsburgh.

Also

No. 797. An Ordinance establishing the names of the streets, avenues, lanes, roads, alleys and ways in the Twentieth and Twenty-eighth Wards (formerly Chartiers Township).

Also

No. 798. An Ordinance changing the names of various streets, avenues, lanes, roads, alleys and ways in the Twentieth and Twenty-eighth Wards (formerly Chartiers Township).

Also

No. 799. An Ordinance designating names for the unnamed streets and alleys, laid out in the various plans of lots, and the unnamed township roads, in the Twentieth and Twenty-eighth Wards (formerly Chartiers Township).

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 800. Resolution authorizing and directing the City Controller to set aside on Contract No. 920 with the American Reduction Company the sum of \$18,405.28 from Appropriation No. 1261, Garbage and Rubbish disposal, and authorizing the issuing of a warrant drawn on Contract No. 920, Appropriation No. 1261, in favor of the American Reduction Company for \$18,405.28, in full payment of the cost of garbage and rubbish collection and disposal for the year ending December 31st, 1921.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 801. Communication from the Board of Public Education regarding the rental of Exposition Music Hall.

Also

No. 802. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$3,600.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1448, Item B, Carfare, Bureau of Police.

Also

No. 803. Resolution authorizing the issuing of a warrant in favor of Mrs. Mary Wheeler for \$150.00 in full settlement of any and all claims for damages which she might have against the City of Pittsburgh arising out of an accident that occurred to her on March 11, 1922, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 804. Resolution authorizing and directing the Controller to transfer from Appropriation No. 171, Water Improvement and Extension Loan Fund, to Appropriation 171-A, Salaries and Expenses, Bureau of Water, the sum of \$1,317.85, for the purpose of payment of Engineering, Mechanical and other services performed by employees of, or furnished to the Bureau of Water, Department of Public Works, in the improvement and extension of water system, installation of meters, etc., and materials and supplies used in connection with such work.

Also

No. 805. Resolution authorizing and directing the Mayor to execute and deliver a deed to John A. Harris for Lot No. 7 located on Frankstown avenue, 13th Ward, for the sum of \$500.00.

Which were severally read and referred to the Committee on Finance.

Mr. Malone presented

No. 806. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a retaining wall on the southerly line of Snyder street, between Sedan street and Irwin avenue, and in the rear of the property of F. D. Murray, 2469 Charles street, and providing for the payment of the costs thereof.

Also

No. 807. Resolution authorizing and directing the Mayor to execute and deliver a deed to Mary Elizabeth Moore for two lots Nos. 87 and 88, on Melwood street, 5th Ward, for the sum of \$500.00.

Which were read and referred to the Committee on Finance.

Also

No. 808. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the construction of a retaining wall on the southwesterly line of Spencer street, between Lang street and Chaucer street, and authorizing the setting aside of the sum of Thirty-five thousand (\$35,000.00) dollars, from Code Account No. 1589-G, Retaining Wall Schedule, for the payment of the cost thereof.

Also

No. 809. Petition for the paving and curbing of Agnew street, from Hartman's Lane to Lincoln avenue.

Also

No. 810. An Ordinance authorizing and directing the paving and curbing of Agnew street, from Hartman's Lane to Lincoln avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 811. Petition for the grading, paving and curbing of Agnew street, from Hartman's Lane to German Lutheran Cemetery Line.

Also

No. 812. An Ordinance authorizing and directing the grading, paving and curbing of Agnew street, from Hartman's Lane to German Lutheran Cemetery Line, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 813. Petition for the purchase of a piece of property facing Ashbury Place, at the end of Ferree street, 14th Ward, to be used as a continuation of Ferree street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 814. Resolution authorizing the issuing of a warrant in favor of McCandless-Collingwood & Alexander, Inc., for the sum of \$15.00 for insurance for three years from February 1st, 1922 to February 1st, 1925 (Policy No. C-440890), premium on double brick building owned by the City of Pittsburgh and located on Murtland avenue, and charging same to Code Account No. 1777, Miscellaneous Services, Bureau of Parks.

Which was read and referred to the Committee on Parks and Libraries.

Mr. McArdle presented

No. 815. An Ordinance authorizing and directing the construction of house lateral sewer connections on Bellaire avenue between Pioneer avenue and Wedgmere street, for properties not now provided for, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

Also

No. 816. An Ordinance establishing the grade of Iola way, from Tesla street 944.35 feet eastwardly to a property line.

Also

No. 817. An Ordinance re-establishing the grade of Murdoch street, from Bartlett street to Covode street.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 818. An Ordinance authorizing the Mayor and the Director of the Department of Charities of the City of Pittsburgh to advertise for and award to the lowest responsible bidder or bidders a contract or contracts for the repairing of the Boilers in the Power House at Mayview, Pa., and authorizing the setting aside of Forty-six hundred (\$4,600.00) dollars from Code Account 1328-B, Special Repairs, Pittsburgh City Home and Hospital, for the payment of the cost thereof.

Also

No. 819. Resolution granting permission to the Director of the Department of Charities to send representative to attend the Annual Convention of the National Conference of Social Works in the City of Providence, R. I., the expense entailed thereby not to exceed \$125.00, to be paid from Appropriation 1319, Miscellaneous Services, Department of Charities.

Which were read and referred to the Committee on Charities and Correction.

The Chair presented

No. 820. Communication from Howard Neely, Attorney-at-law, asking that the Eureka Building & Loan Association be exonerated from payment of water rent on two houses located on Barnett street, Fourth Ward, for the year 1920.

Which was read and referred to the Committee on Finance.

Also

No. 821. Communication from Charles A. Finley, Director of the Department of Public Works, stating that the balance remaining in the repaving fund for 1922 is \$268,000.00 instead of \$325,000.00.

Also

No. 822. Communication from Charles A. Finley, Director of the Department of Public Works, advising Council of his approval of an extra work bid submitted by the Thomas Cronin Company in connection with their contract for the grading, paving and curbing and the construction of retaining walls along the Route of the Boulevard of the Allies from the east end of Viaduct No. 1 to Gist street, amounting to \$4,010.00.

Also
No. 823. Petition for the repair of Hargrove street, 19th Ward.

Also
No. 824. Petition for abatement of dumping of rubbish at the corner of Isher way and Wooster street, Fifth Ward.

Also
No. 825. Petition for replacement of boardwalk on Stromberg street.

Which were severally read and referred to the Committee on Public Works.

Also
No. 826. Communication from the Washington Heights Board of Trade asking for the extension of a water line on Alta street, 19th Ward, so that people on Hallock street may be furnished water.

Which was read and referred to the Committee on Filtration and Water.

Also
No. 827. Communication from the North Side Chamber of Commerce asking for a hearing relative to the condition of the public parks on the North Side.

Which was read and referred to the Committee on Parks and Libraries.

Also
No. 828. Communication from property owners on East Ohio street protesting against the proposed ordinance allowing the Doehla Wagon Company the privilege of having their building extend over the line on said East Ohio street.

Which was read, received and filed.

UNFINISHED BUSINESS

No. 787. Communication from the Mayor returning, without his approval, Bill No. 672, Ordinance granting the Doehla Wagon Co. the right to maintain building over line on East Ohio street.

In Council, May 22, 1922, Read, laid over for one week, and copy to be furnished each member.

Which was read, received and filed.

Also
Bill No. 672. An Ordinance entitled, "An Ordinance granting unto Andrew Doehla and Michael J. Doehla trading as the Doehla Wagon Com-

pany, owners of certain property, including a three-story brick building on East Ohio street in the City of Pittsburgh, the permission and the right to raise and maintain the said three-story brick building as the same now is located on and projects over East Ohio street as widened by Ordinance No. 303 of the City of Pittsburgh, approved October 2, 1919, so long as the said present structure or building shall stand."

In Council, May 22nd, 1922, Returned by the Mayor with his objections, and laid over for one week.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

Mr. English arose and said:

Mr. President, I have not changed the views I held when this ordinance was vetoed by a former Mayor. At that time I stated that I was perfectly willing to assist the owners of this building in any worthy solution which would save the City from paying out damages and the spoiling of this particular building.

In my opinion, Mayor Magee has the right solution to this in his suggestion for a 5 or 10 year agreement, which would be renewed from time to time until this particular building has outlived its usefulness. Then at that time it would then be possible to erect a new building on the correct building line.

I will be very glad to vote for some such an ordinance as I stated on a previous occasion.

I hope the owners of this particular building will now realize that the City cannot, in all fairness to the other property owners, give this building preferred treatment over all others.

And the question recurring, "shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Noes—Messrs.

Anderson
English
Garland

Malone
McArdle
Winters (Pres.)

Ayes—None.

Noes—6.

And there not being two-thirds of the votes of council in the affirmative, the objections of the Mayor were sustained.

Also

Bill No. 788. Communication from the Mayor returning, without his approval, Bill No. 667, Ordinance amending Section 8, Municipal Garage and Repair Shop, of Salary Ordinance of December 31, 1921.

In Council, May 22nd, 1922. Read, laid over for one week, and copy to be furnished each member.

Which was read, received and filed.

Also

Bill No. 667. An Ordinance entitled, "An Ordinance amending Section 8, Mayor's Office, Municipal Garage and Repair Shop, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law December 31, 1921."

In Council May 22nd, 1922. Returned by the Mayor with his objections, and laid over for one week.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Noes—Messrs.

Anderson	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—None.

Noes—6.

And there not being two-thirds of the votes of council in the affirmative, the objections of the Mayor were sustained.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 829. Report of the Committee on Finance for May 22, 1922, transmitting sundry ordinances and resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 752. An Ordinance entitled, "An Ordinance fixing the number of officers and employees of the Oliver Swimming Pool, Bureau of Recreation, Department of Public Works, City of Pittsburgh, and the rate of compensation thereof."

Which was read, and on motion of Mr. Garland, recommitted to the Committee on Finance.

Also

Bill No. 674. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Charities to enter into a contract of lease with Joseph Kearns for a certain portion of the land for the erection of a building at Mayview, Pa., on property of the City of Pittsburgh, and fixing the terms and rentals thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 692. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the replacing of the present pressed steel radiators with cast iron radiators in the Women's Pavilion, Men's Pavilion, Administration Building, and the Passageways in the Tuberculosis Hospital, Leech Farm, Pittsburgh, Pa., and authorizing the setting aside of Thirty-one hundred fifty-two and fifty-eight one hundredths dollars (\$3,152.58) from Code Account 154, Hospital Bond Fund, for the payment of the cost thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 753. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Water Bonds, Series 'A', 1919, the sum of Six thousand eighty-nine dollars and sixty-four cents (\$6,089.64) for the payment of Miscellaneous Services, Supplies, Materials and Equipment furnished to the Bureau of Water, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 703. WHEREAS, There was no distribution made of the

amount appropriated for the maintenance of the Bureau of Engineering for the fiscal year 1922 until the passage of Resolution No. 110, approved April 19, 1922; and

WHEREAS, Expenditures for the maintenance of the Bureau of Engineering have been charged to and paid from Appropriation No. 1517; Therefore, be it

RESOLVED, That the City Comptroller, the Director of the Department of Public Works and the Director of the Department of Supplies shall be and they are hereby respectively authorized and directed to charge expenditures already made to appropriations in the amounts listed:

Appropriation	1518	\$ 4,629.68
"	1519	346.42
"	1520	397.96
"	1522	75.63
"	1523	32.13
"	1524	29,066.23
"	1526	253.50
"	1527	343.67
"	1529	21.35
"	1530	75.88
"	1531	10,867.62
"	1533	190.15
"	1536	14.81
"	1537	2,337.30
"	1538	3.25
"	1539	20.99
"	1542	12,990.84
"	1543	58.75
"	1544	246.79
"	1545	3.36
"	1548	10.30
"	1549	573.25
"	1550	10,803.75
"	1551	222.08
"	1552	158.91
"	1553	228.51
"	1554	1.35
"	1555	205.87
"	1556	573.25
"	1557	10,600.00
"	1558	140.70
"	1559	35.50
"	1560	2,449.54
"	1561	200.72
"	1562	711.25
"	1563	345.60
"	1564	59.85
"	1568	1,263.95
"	1571	12,235.04
"	1572	208.25
"	1573	71.43
"	1577	87.28
"	1582	21,166.41
"	1583	383.53
"	1584	130.22
"	1586	64.50
"	1587	89.30
"	1592	192.00

"	1593	31.24
"	1594	39.23
"	1595	45.24

and be it further

RESOLVED, That the City Controller, the Director of the Department of Public Works and the Director of the Department of Supplies shall be and they are hereby respectively authorized and directed to charge the following open market orders now-outstanding and unpaid to appropriations in the amounts listed:—

Appropriation	1520	\$	33.90
"	1523		866.45
"	1527		145.50
"	1530		27.75
"	1533		49.84
"	1536		85.67
"	1544		18.75
"	1548		20.82
"	1553		152.11
"	1555		481.84
"	1561		48.03
"	1573		20.55
"	1577		18.90
"	1584		83.26
"	1587		28.65
"	1594		105.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.	
Anderson	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 756. Resolution authorizing and directing the City Controller to transfer from Code Account No. 1588-M, Drilling and Test Pits, the following sums, amounting in the aggregate to \$3,080.40 to the respective code accounts of the Bureau of Engineering set forth, to-wit:

\$2,000.00 to Code Account No. 1550-A-3, Wages, Regular Employees
\$ 80.40 to Code Account No. 1555, F, Equipment.

\$2,080.40 Total.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 757. Resolution authorizing and directing the Department of Assessors to exonerate the Phipps Playground from all city taxes for and during the term of the agreement and the use of said property in the 22nd Ward by the Allegheny Playground Association.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 755. Resolution authorizing the issuing of a warrant in favor of the American Bridge Company for the sum of \$9,537.00 for extra work done on contract for the Boulevard of the Allies Viaduct No. 1, Construction and Erection of Structural Steel, Contract No. 2, and charging the same to No. 207, Bond Issue of 1919.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
English
Garland

Malone
McArdle
Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 830. Report of the Committee on Public Works for May 23, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 561. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Pioneer avenue, from West Liberty avenue to Brookline Boulevard, and the construction of a storm sewer for the drainage thereof, including the extension of a lateral storm sewer on Stetson street to a connection with the existing storm sewer on West Liberty avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby."

Which was read, and on motion of Mr. Malone laid over for the present.

Mr. Malone also presented

No. 831. Report of the Committee on Public Works for May 24, 1922, transmitting several ordinances to council.

Which was read, received and filed

Also, with an affirmative recommendation

Bill No. 765. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on Bates street and private properties of the

City of Pittsburgh and Edward Farrell, from Wilmot street to the existing sewer on the private property of Edward Farrell southwest of Wilmot street, and authorizing the settling aside of the sum of \$3,200.00 from Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, for the payment of the cost thereof.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
English
Garland

Malone
McArdle
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 766. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Winters way, from a point about 230 feet northeast of Sewickley road to the existing sewer on Sewickley road, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 767. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to take over and maintain as a permanent structure the bridge constructed across Saw Mill Run on the line of McKnight street.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 772. An Ordinance entitled, "An Ordinance authorizing and directing the grading and paving of Wayland way, from Portola avenue to Portola avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 832. Report of the Committee on Public Service and Surveys for May 24, 1922, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 750. An Ordinance entitled, "An Ordinance establishing the grade of Chesney way, from Center avenue to Bayard street."

Which was read.

Mr. English moved

That the bill be recommitted to the Committee on Public Service and Surveys.

Which motion prevailed.

Also

Bill No. 751. An Ordinance entitled, "An Ordinance re-establishing the grade of Wandless street, from Wylie avenue to Breen street."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 759. An Ordinance entitled, "An Ordinance re-establishing the grade of King avenue, from Hampton street to Avondale place."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 760. An Ordinance entitled, "An Ordinance establishing the grade of Montrose street, from Rosemary street to Kensington street."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 761. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway and re-establishing the grade of Rosemary street, from South Braddock avenue to Montrose street."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 762. An Ordinance entitled, "An Ordinance providing for the permanent improvement of Euclid avenue and St. Clair street by the Recelvers of the Pittsburgh Railways Company within the railway area and waiving the necessity for temporary repairs as provided in an ordinance No. 47, Series 1921, approved February 25, 1921, and recorded in Ordinance Book 32, Page 170."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 770. An Ordinance entitled, "An Ordinance fixing the width and position of the roadway and sidewalks of Minsinger street, from Southern avenue to Boggs avenue, and providing for the sloping and parking of portions of said street lying without the lines of the roadway and sidewalks."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

At this time President Winters call Mr. English to the Chair, and taking the floor presented

No. 833. WHEREAS, The Council of the City of Pittsburgh is informed that great tonnages of steel and other products manufactured in Pittsburgh are awaiting the complete canalization of the Ohio River in order to find a year 'round outlet for distribution by river and rail to points in the South, Southwest and West; and

WHEREAS, The completion of said canalization project on the Ohio will give this city and territory a 2,000 mile water freight highway for shipment of its products and for receipt of the agricultural and other products of the South and Southwest at economies in transportation costs which will benefit this entire community; and

WHEREAS, Certain Pittsburgh manufacturers not waiting for the completion of the Ohio have ventured to make use of it as a freight outlet in its present incomplete condition and have successfully shipped hundreds of freight carloads of their products in barges to ports on the Ohio and Mississippi for distribution inland, but find themselves during periods of low water, unable to maintain on a regular schedule this service of such great benefit to this entire community; be it

RESOLVED, By the Council of the City of Pittsburgh that the Congress of the United States be urged and is hereby urged to take early action for complete canalization of the Ohio River as planned by the corps of engineers of the United States Army, and that copies of this resolution be mailed to every member of the United States Senate and the House of Representatives, and that the representatives from Allegheny County be especially urged to put forth diligent efforts to procure the desired action in Congress.

Which was read.

Mr. Winters moved

The adoption of the resolution.

Mr. Winters arose and said:

Mr. President, the adoption of this resolution will be helpful to those who are leading the way to bring about the conclusions long sought for in this community; that is, the development and use of our natural resources in the great waterway system

extending down through the Ohio and the Mississippi Valley to the Gulf of Mexico.

The shortcomings and troubles of the great railroad systems of the country, and particularly noticeable in this great industrial district, have called the attention of many of the leaders and captains of industry to the actual necessity of urging upon Congress the keeping of its promise made in 1910 to go right ahead with the completion of the entire system of locks and dams in the Ohio River.

It is obvious that before a satisfactory river transport service can be permanently established two things must be done; one, that a reliable and permanent stage of water must be made available by the completion of these river improvements promised by Congress, and the other, that the various municipalities interested must make provision at the various delivery points for prompt and economical loading and unloading of transshipments. I believe that if these facilities are provided that the traffic on the Ohio and Mississippi Rivers will be revived and developed and continue to expand in volume until the predictions of the earnest advocates of inland water transportation will be realized. As the railroad systems seem to have all the traffic they can carry, such a condition on the part of railroad and river transportation will be a great benefit to the City of Pittsburgh and communities located in the Ohio and Mississippi Valleys, as well as the whole country.

I think upon investigation you will find that some of the great industries of the City of Pittsburgh are using the rivers to an extent not appreciated by those who do not follow up or pay some particular attention to the waterways question. One of the great iron and steel companies of this community, which is one of the greatest companies of its kind in the world, Jones & Laughlin Steel Company, is now operating a waterway transport service on a monthly basis for the benefit of its customers in the great territory comprised within the Mississippi Basin.

I have been informed that a large tow departed from Pittsburgh on April 3rd and arrived at Cairo, Illinois, where the Ohio flows into the Mississippi, in exactly seven days, a distance by water of nearly 1,000 miles and three days later, several thousand tons of steel products, des-

tined for Western and Southwestern inland points, were delivered on the Mississippi to St. Louis and transhipped to the railroads for final delivery. This time, I am told, compares favorably with that by rail.

At different times in the year this great waterway freight service cannot be carried on on account of the need of further dam and lock facilities as promised by Congress in 1910. Therefore, it is hoped by friends of the waterways that the calling of attention of the members of Congress to the promises of 1910 by the officials of the various cities interested, Chambers of Commerce, associations of manufacturers and so forth, will be very helpful in consummating these needed improvements, which will make a waterway stage necessary for transportation all the year round.

Mr. President, I ask for the adoption of this resolution.

And the question recurring on the adoption of the resolution, the motion prevailed.

Also

No. 834. WHEREAS, On Thursday, May 25, 1922, C. K. Robinson, Special Assistant to City Solicitor Richard W. Martin, appeared before Public Service Commissioner W. B. D. Ainey at hearing held in City-County Building, and did state to Commissioner Ainey that the City of Pittsburgh was opposed to the granting of a franchise for the purpose of operating an auto bus line on the Boulevard of the Allies; and

WHEREAS, The City Council as such, has never discussed the question of an auto bus line operation on the Boulevard of the Allies and did not instruct Assistant City Solicitor C. K. Robinson to protest the granting of same; Therefore, be it

RESOLVED, That the Council does not oppose the operation of auto bus lines on the Boulevard of the Allies subject to approval of the Public Service Commission as provided by law, and a copy of this resolution be addressed to the members of said Public Service Commission.

Which was read.

Mr. Winters arose and said:

Mr. President, I ask for the adoption of this resolution. I am informed that the Assistant City Solicitor, who has charge of public utility matters, C. K. Robinson, appeared before Public Service Commissioner W. B. D. Ainey, and represented that the City

of Pittsburgh was opposed to the granting of a franchise or franchises for the operation of an auto bus line on the route of the Boulevard of the Allies.

I do not believe that Mr. Robinson should have made such a statement as representing the sentiment of the city for the reason that Council has never discussed the subject with Mr. Robinson and therefore did not commit the city to any expression upon the subject.

I am asking for the adoption of the resolution as an expression of that sentiment on the part of the members of Council.

Personally, I do not believe the Boulevard of the Allies should be used by a preferred class of vehicle operation, as there are no street cars on this boulevard. Only those owning automobiles, or those having friends who give them a ride, would have the privilege and pleasure of using the Boulevard. As all of our citizens contributed to the cost of payment of this Boulevard, I believe they should have equal privilege in the use of it.

So far as the operation of a bus line or lines, outside the expression of sentiment of Council of Pittsburgh that we do or do not oppose same, we have no further jurisdiction as the Public Service Commission is vested by law with the authority to say whether a franchise or franchises can be granted and under what terms and conditions they can be operated.

As auto bus line transportation is being carried on I believe by two companies on the Bigelow Boulevard, I can see no logical reason for the City taking a stand against same on the Boulevard of the Allies. Therefore, I asked for the adoption of this resolution.

Mr. Malone arose and said:

Mr. President, in order to be more enlightened on this subject, I would suggest that Mr. Robinson be asked to appear before Council.

Mr. C. K. Robinson, Special Assistant City Solicitor, appeared and said:

Mr. President and Members of Council: Since I came into the Council Chamber, I have read the resolution presented by Mr. Winters.

Perhaps it would clarify the situation by stating the facts as nearly as I can. Newspapers are frequently incorrect and there is no exception to the rules in this case.

The permit for the operation of auto

bus lines on the Boulevard of the Allies came up shortly after my appointment to this work, and as a result of that, I thought and Mr. Martin, (City Solicitor) thought that it would be a good idea to have a conference with the Mayor. We had that conference and it was suggested that we talk to Commissioner of Traffic, Benjamin Marshall. This was done.

At this conference a number of questions arose reference to the traffic in the downtown district, over the boulevard and its effect upon eastern terminus of the boulevard. It was apparent that there were going to be a number of applicants for franchises to operate bus lines on the Boulevard of the Allies, and at that time there were two, and at least two or three others going to be made. The result was that I suggested to Commissioner Marshall that we appear before the Public Service Commission and explain to the Commissioner the difficulties which had arisen by the operation of the busses over the Boulevard; and Commissioner Marshall stated that there were several reasons. One was the matter of the operation of busses down the Boulevard off the viaduct crossing Grant Street. At that time he objected to the proposed route which ran along Grant street to Diamond street and down to Ferry street, because it would mean a bad turn and would interfere with traffic; and he was afraid that because of the already congested district at this end of the boulevard the operation of bus lines would not only interfere with traffic, but might be the cause of serious accidents as a result of the sliding down of one of these cars on the viaduct into traffic crossing Grant street, and because of this he objected strenuously to the fixing of this point downtown as a terminal.

He also pointed out another serious objection to the operating of busses on this Boulevard due to the fact that most of these busses were so designed and operated that the driver rarely signalled to the line of traffic following, and as a result of this, persons following in pleasure cars often piled into these busses before they could signal to those following behind. There were various other elements which we thought should be called to the Commissioner's attention.

At this time Mr. Blatner filed his application. I attempted to call Commissioner Marshall and have him reit-

erate what he had said to me and discuss whatever phases might come up. I tried to get Commissioner Marshall twice but was unsuccessful, and as the case was to be heard I wanted him to present. I told Commissioner Ainey that I tried to get Commissioner Marshall. I stated to Commissioner Ainey what I believed was the attitude of the Mayor and the City Solicitor. That position was this, that the City was in some uncertainty as to the advisability of having auto bus lines operate on the Boulevard of the Allies, and that it seemed among other things that there should be no permit granted to more than one applicant, as it would be a serious complication of traffic if more applicants were granted, and that it would interfere with the use of the boulevard by the general public. I also pointed out these operating difficulties in regard to the Second Avenue terminus and the downtown parking. I also suggested that the Council had not taken any action in regard to this matter. I also pointed the fact that they could not operate their busses without having first obtained the consent of the City.

As near as I can remember, there was nothing said that the City was opposed to the operation of a bus line on the Boulevard of the Allies.

Mr. Winters arose and said:

Mr. Robinson, the statement published in the newspapers that the City opposed the operation of a bus line on the Boulevard of the Allies, were you correctly quoted or not?

Mr. Robinson said:

I did not state it that way. What I said, there was some question as to whether the City favored a bus line on the Boulevard of the Allies, and it was not in favor of more than one bus line.

Mr. Winters said:

You did not say the City was not in favor of any bus line operating on the Boulevard?

Mr. Robinson said:

I did not say that.

Mr. Winters said:

Then you were misquoted. Mr. Blattner, the gentleman who is interested in securing a franchise to operate a bus line on the Boulevard of the Allies, and from whom I secured my information, is present and I would like him to state what he told me.

Mr. Adolph Blattner arose and said:

Mr. President and Members of Council:—Well, I cannot say as to all the statements made by Mr. Robinson before the Public Service Commission, as I was not directly within earshot of him and I could not hear everything that was said. I judged the entire situation from the newspaper reports which quoted Mr. Robinson as saying that the City was opposed to bus lines on the Boulevard of the Allies, and the following day I read reports in newspapers as coming from the President of Council and one other member of Council that the City was not opposed to bus lines on this boulevard.

Mr. Winters said:

You say you did not hear all what Mr. Robinson had said to Commissioner Ainey of the Public Service Commission?

Mr. Blattner said:

I did not.

Mr. Winters said:

Tell the Council what you told me about the operation of the bus lines on the Boulevard?

Mr. Blattner said:

I believe Mr. Robinson left the impression with the Public Service Commission that the City did object to the operation of bus lines on the boulevard.

The Chair said:

Is that what he told you?

Mr. Winters said:

He told me that Mr. Robinson did object to the operation of bus lines on the Boulevard. Mr. Blattner called me up and said that Mr. Robinson did oppose the granting of a franchise on the Boulevard, and I told him if he wanted to help his case along we would hear from him.

The Chair said:

We can arrange, if necessary, a full hearing later.

Mr. Winters said:

Mr. President, so that the members of Council may be reliably informed as to what was actually said at the hearing before Commissioner Ainey, I move that the resolution be referred to the Committee on Public Service and Surveys, and that the Clerk of Council secure a copy of the testimony and proceedings taken before Commissioner Ainey.

Which motion prevailed.

Mr. Garland moved

That the Minutes of the proceedings of Council at a meeting held on Monday, May 22nd, 1922, be approved.

Which motion prevailed.

Mr. Winters presented

No. 835. Communication from E. K. Morse asking postponement of action on the ordinance establishing the grade of Chesney way, from Center avenue to Bayard street.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 836. Communication from Benjamin L. Steinberg transmitting an ordinance amending Section 4 of the ordinance licensing junk and second-hand dealers, which was approved August 5th, 1918.

Also

No. 837. An Ordinance amending Section 4 of an ordinance entitled, "An Ordinance providing for

the classifying and licensing of persons, firms and corporations buying selling and dealing in junk, rope, scrap iron, lead, brass, copper or other metals and rags, bones and other materials, commonly termed as junk, regulating the purchase, sale and disposal of the same and providing for violations thereof," approved August 5th, 1918.

Also

No. 838. Communication from Rev. Ewer protesting against the holding of a carnival under the auspices of the "Ladies of Mt. Carmel" on Bailey avenue.

Which were severally read and referred to the Committee on Public Safety.

Hon. W. A. Magee, Mayor, at this time appeared and asked Council to meet with him in conference at his office this, Monday evening, at 7:30 o'clock.

Which was agreed to

And on motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, June 5th, 1922.

No. 26.

Municipal Record

NINETY-SECOND COUNCIL.

COUNCIL.

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, June 5, 1922.

Council met.

Present—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Absent—Mr. Eorland (on account of illness)

PRESENTATIONS

Mr. Anderson presented.

No. 839. Resolution authorizing the issuing of a warrant in favor of Mathilda W. Denny in the sum of \$149.50, refunding overpaid water rent on property at 2918 Liberty avenue, Sixth Ward, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Which was read and referred to the Committee on Finance.

Mr. English presented

No. 840. An Ordinance granting unto the Duquesne Street Railway Company, its successors, lessees and assigns, the right to enter upon, use

and occupy certain streets and highways in the City of Pittsburgh, subject to the terms and conditions herein provided.

Also

No. 841. An Ordinance granting unto the Duquesne Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy certain streets and highways in the City of Pittsburgh, subject to the terms and conditions herein provided.

Also

No. 842. An Ordinance granting unto the Mt. Washington Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy certain streets and highways in the City of Pittsburgh, subject to the terms and conditions herein provided.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Garland presented

No. 843. An Ordinance authorizing the Director of the Department of Public Works to place the asphaltic surface on Viaduct No. 1, Viaduct No. 2, and the ramp leading to Viaduct No. 1, of the Boulevard of the Allies, by the Asphalt Plant of the Bureau of Highways and Sewers, and appropriating and setting aside the aggregate sum of \$15,120.00 from "Boulevard of the Allies Improvement Bonds", Bond Fund Appropriation No. 207, for the payment of the cost thereof.

Also

No. 844. An Ordinance appropriating and setting aside from the proceeds of Boulevard of the Allies Bonds, 1919, Bond Fund Appropriation No. 207, an additional sum of Ten Thousand (\$10,000.00) dollars, for

the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials and Miscellaneous Services in the Bureau of Engineering, Department of Public Works.

Also

No. 845. An Ordinance appropriating and setting aside from Boulevard of the Allies Improvement Bonds, Bond Fund Appropriation No. 207, an additional sum of Seventy thousand (\$70,000.00) dollars, for the payment of the cost of completing the grading, regrading, paving, repaving, curbing, recurbing, the construction of approaches and viaducts thereon, and otherwise improving the Boulevard of the Allies, from Grant street to Gist street, and from a point 346.96 feet East of Seneca street to Craft avenue, and the grading, regrading, paving, repaving, curbing, recurbing, and otherwise improving of the streets and avenue affected thereby.

Also

No. 846. Resolution authorizing the issuing of a warrant in favor of Diulus & DePasquale, for the sum of \$77.00, for extra work done on the contract for the construction of sidewalks in West Park, and charging same to West Park Improvement Bonds, 1919, Bond Fund Appropriation No. 200.

Also

No. 847. Resolution appropriating and setting aside from the proceeds of Water Bonds, Series "A", 1919, known as Appropriation No. 203, the sum of \$81,000.00, as follows: \$40,000.00 for Salaries and Wages, and to be known as Appropriation No. 203-A; and \$41,000.00 for Miscellaneous Services, Supplies, Materials and equipment, to be known as Appropriation No. 203-C.

Which were severally read and referred to the Committee on Finance.

Also

No. 848. Communication from Dr. W. S. Foster relative to erection of memorial in Schenley Park to the members of the Allegheny County Medical Society who served in the late World War.

Also

No. 849. An Ordinance granting unto the Allegheny County Medical Society permission to erect in Schenley Park a memorial to its members who served in the World War.

Which were read and referred to the Committee on Parks and Libraries

Mr. Herron presented

No. 850. Communication from Samuel Harper relative to damage as a result of the flooding of his property at 64 Wabash avenue.

Which was read and referred to the Committee on Finance.

Mr. Malone presented

No. 851. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the grading, curbing, paving and repaving of the Boulevard of the Allies, from a point 85 feet East of Pride Street to a point 108 feet west of Gist street, and authorizing the setting aside of the aggregate sum of Twenty-eight thousand (\$28,000.00) dollars from the proceeds derived from the sale of Street Improvement Bonds, 1919, Bond Fund Appropriation No. 194, and Boulevard of Allies Improvement Bonds, Bond Fund Appropriation No. 207, for the payment of the cost thereof.

Which was read and referred to the Committee on Finance.

Mr. McArdle presented

No. 852. Petition for the opening of Ponka way between Meridian street and Cohasset street, 19th Ward.

Which was read and referred to the Committee on Public Works.

Also

No. 853. An Ordinance fixing the width and position of the sidewalks and roadway and establishing the grade of Milligan street, from Lelia street to a property line 440.61 feet southwardly therefrom.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 854. Communication from George Hadfield, attorney for the Executrices of the Estate of George V. Kimberlin, deceased, offering to sell property on Wilson avenue, 26th Ward, to the City of Pittsburgh, for \$18,500.00.

Which was read and referred to the Committee on Finance.

Also

No. 855. Communication from Charles A. Finley, Director, Department of Public Works, relative to the proposed widening at the intersection of Taylor and Irwin avenues, North Side.

Which was read and referred to the Committee on Public Works.

Also

No. 856. An Ordinance authorizing the Mayor and the Director of the Department of Public Works for and on behalf of the City of Pittsburgh to enter into a contract with the Pennsylvania Railroad Company for the purpose of abolishing existing grade crossings at Madison avenue, Chestnut street and Heinz street, and the Overhead grade crossing at Pindham street; the necessary changes in the grade of the existing streets; the relocation of North Canal street from Chestnut street westwardly, for the purpose of providing additional tracks for said Railroad Company; for the construction of necessary overhead structures; and all other changes incident thereto; and providing for the payment of the costs thereof.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 857. Communication from A. M. Oliver asking that his client, Thomas L. Johnson, be reimbursed for damages to his property on Nansen street by reason of break in water main.

Which was read and referred to the Committee on Finance.

Also

No. 858. Communication from M. V. Murphy regarding sewerage conditions on Hamilton avenue

Also

No. 859. Petition for replacement of boardwalk on Fairview avenue.

Which were read and referred to the Committee on Public Works.

Also

No. 860. Communication from Margaret M. Knowlan complaining of nuisance caused by cleaning and dyeing establishment located at No. 26 Wooster street, Fifth Ward.

Which was read and referred to the Committee on Public Safety.

Also

No. 861.

City of Pittsburgh, Penna.,
June 5th, 1922.

To the Council of the
City of Pittsburgh:

I herewith submit to your honorable body for your approval the fol-

lowing names of citizens of Pittsburgh for the Sinking Fund Commission:

George C. Moore

C. A. Rook

W. C. Reitz

E. L. Sullivan

John H. Jones

If the same are approved, I shall, in accordance with the act of assembly, designate the terms of the years of the appointees.

Respectfully submitted,

W. A. Magee
Mayor

Which was read, received and filed, and the nominations of the Mayor approved and confirmed by the following vote:

Ayes—Messrs.

Anderson

English

Garland

Herron

Malone

McArdle

Robertson

Winters (Pres.)

Ayes—8.

Noes—None.

Also

No. 862.

City of Pittsburgh, Penna.,

June 5th, 1922.

To the Council of the
City of Pittsburgh:

I herewith submit to your honorable body for your approval the following names of citizens of Pittsburgh for the City Planning Commission:

Morris Knowles

A. J. Kelly

J. D. Hailman

C. A. Finley

W. C. Rice

James M. Clark

John T. Holdsworth

Frederick Bigger

James F. Malone

If the same are approved, I shall, in accordance with the act of assembly, designate the terms of the years of the appointees.

Respectfully submitted,

W. A. Magee,
Mayor.

Which was read, received and filed, and the nominations of the Mayor approved and confirmed by the following vote:

Ayes—Messrs.

Anderson
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

Also

No. 863.

City of Pittsburgh, Penna.

May 29th, 1922.

To the Council of the City
of Pittsburgh:

I return herewith Bill No. 625, authorizing and directing a warrant to be issued in favor of John D. Sullivan for the sum of \$1,029.69, without executive approval.

This sum represents the damages to Mr. Sullivan incurred as the result of the accidental shooting of him by a policeman in the pursuance of a fleeing criminal. I cannot agree with the action of the Council for the reasons given to your honorable body by the City Solicitor in his communication to you.

Respectfully submitted,

W. A. Magee,

Mayor.

Which was read.

Mr. McArdle requested that the communication of the City Solicitor, referred to in the Mayor's communication, be read.

And the Clerk read the following:—

City of Pittsburgh, Penna.

May 5, 1922.

Finance Committee of Council:
Gentlemen:—

In reference to Bill No. 625, being a resolution for a warrant in favor of J. D. Sullivan for \$1,029.69, being for hospital, doctor and nurse's bills and lost time claimed by Mr. Sullivan as the result of having been shot by Officer Mullen, a policeman of the City of Pittsburgh, on February 24, 1922, and which has been referred to this Department for opinion and report, desire to advise you as follows:—

It appears that on February 24, 1922, Officer Walter Mullen, of No. 12 Police Station, was walking north on Smithfield street, when his attention was called by one, H. H. Hawthorne, to a man running along Smithfield street, and was told that the man was a thief, having stolen some things from Kaufmann and Ezer's

Store. Officer Mullen started in pursuit of the man, chasing him down Seventh avenue to Strawberry way, between Smithfield and Wood street, and on entering the private Way Officer Mullen called three times for the man to stop, then drew his revolver and once more called to the man to stop. Then he aimed his revolver at the man's leg and pulled the trigger, and as he did so, a man stepped from the front of a horse and wagon that was standing nearby and was struck by the bullet. The injured man was J. D. Sullivan, who was immediately attended to by Dr. Malone of the Park Building, and removed to the Allegheny General Hospital. Subsequently, Mr. Sullivan wrote to this Department presenting a bill for \$1,404 for lost time and expenses incurred by reason of his having been shot and was informed on April 21st that under the circumstances surrounding this particular case there is no liability on the part of the City of Pittsburgh.

Decisions in the State of Pennsylvania and in fact all over the United States, have held that there is no municipal liability for injuries due to acts or omission to act in the performance of public duty by police officers, and a policeman in the performance of his duty is a government agent and his negligence and carelessness while acting in that capacity cannot give rise to an action in damages against the City. Jones vs. New Orleans, 143 La. 1073.

Police officers can in no sense be regarded as servants or agents of the City. Their duties are of a public nature. Their appointment is devolved on cities and towns by the Legislature as a convenient mode of exercising a public function of government, but this does not render a city liable for the unlawful or negligent acts of a policeman. Borough of Norristown vs. Fitzpatrick, 94 Pa. 121. Buttrick vs. Lowell, 1 Allen, 172.

In the case of Askew vs. Malone, 85 Oregon 333, where a by-stander was shot by a policeman in seeking to capture an escaped prisoner, the Court held that if the shooting were done in a public place, where the officer understood or should have known, that people were in the habit of congregating or likely to pass, the act might constitute such negligence as to render the officer civilly liable for any injury he might inflict upon an innocent person.

It is the opinion of this Department.

therefor, that there is no liability upon the part of the City of Pittsburgh by reason of J. D. Sullivan having been shot by a policeman, and if any liability at all exists, it is against the arresting officer, provided he was guilty of negligence.

Respectfully yours,

Richard W. Martin,
City Solicitor.

And the communication of the Mayor was received and filed.

Also

Bill No. 625. Resolution authorizing the issuing of a warrant in favor of John D. Sullivan for the sum of \$1,029.69, being for hospital, doctor and nurse's bills, and lost time incurred by reason of being shot by Police Officer Mullen who was pursuing a boy, and charging the same to Code Account No. 42.

In Council, May 22, 1922, Committee amendment agreed to, rule suspended, read three times and finally passed by a two-thirds vote.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

Mr. McArdle arose and said:

Mr. President, Mr. Thos. M. Benner, First Assistant City Solicitor, is here at the suggestion of some of the members of Council, and, if there is no objection, I would like to ask a question as to whether this bill comes within the category of bills which require the signature of the Mayor before they may become effective; in other words, whether it is a bill that is possible to override the Mayor's veto?

Mr. Thos. M. Benner, First Assistant City Solicitor, said:

Mr. President and Members of Council:—The Act of Assembly in question provides as follows:—"No ordinance shall be passed, except by a two-third vote of both councils, and approved by the mayor, giving any extra compensation to any public officer, servant, employe, agent or contractor, after services shall have been rendered or contract made, nor providing for the payment of any claim against the city without previous authority of law. * * * That last phase is the one in question. If any department, without authority of law, gives extra compensation to a contractor for any work done, that is not legal, but

Council following the statutory method outlined in this Act of Assembly can rectify that illegal act on the part of the department official and make it a valid act. However, that is not the question at issue in this case. It is a claim for compensation for an alleged negligent act of a city employe and therefore does not come within the jurisdiction of this Act, and can be passed notwithstanding the Mayor's veto if the required number of votes are cast for it. For the information of Council, I might state that the Mayor can refuse to countersign the warrant and the only recourse Mr. Sullivan would then have is to bring an act of mandamus against the Mayor. The courts in all probability will say that it is an illegal payment, although it has all the forms of a moral claim.

Mr. Robertson arose and said:

Mr. Benner, would you say he would have no case in court?

Mr. Benner said:

No, sir.

Mr. English arose and said:

He would against the police officer?

Mr. Benner said:

Providing the police officer was negligent.

Mr. English said:

That fact would have to be determined by the jury?

Mr. Anderson arose and said:

Mr. President, it is necessary for me to be absent from the City next Monday and I would ask that action be taken on the Mayor's veto today.

The Chair said:

In the absence of a motion to postpone action for one week, the bill is before us at this time as to whether it shall become a law notwithstanding the objections of the Mayor.

Mr. English arose and said:

Mr. President, I regret very much that I cannot agree with the Mayor in his veto of this resolution which is designed to pay the hospital and medical bills, as well as lost time, for an innocent bystander who was accidentally struck by a bullet at the hands of a city policeman. We have too much technicality in our legal business and in this particular case it would seem that the letter of the law is to be invoked rather than the spirit of the law.

When the clerk was reading the opinion of the City Solicitor a thought flashed through my mind something like this: Suppose the bullet struck the person for whom it was intended and such person was really a thief, would the people of Pittsburgh countenance the man in an injured condition lying on the sidewalk and perhaps die there? Let me remind the members of Council of the Joe Thomas case of Forrest Hill, just over the border in the Wilksburg District. After the prisoner was shot he was given every medical attention, placed in a first-class hospital, doctors and nurses provided, and even detectives, at the expense of the County, employed to watch him while in the hospital. It seems to me that if the people are compelled to pay expenses like this for prisoners, the City of Pittsburgh certainly has the moral right to protect against loss, injury and damage of any innocent resident who happened to be passing when an officer was pursuing some one charged with crime.

Under these circumstances, it seems to me that we must be a little more human in our dealings. For that reason I am compelled to disagree with His Honor, the Mayor, and vote to pass the resolution to reimburse this citizen notwithstanding the veto of the Mayor.

And the question recurring, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	McArdle
English	Robertson
Herron	Winters, (Pres.)
Malone	

Noes—Mr. Garland

Ayes—7.

Noes—1.

And there being two-thirds of the votes of council in the affirmative, the resolution became a law notwithstanding the objections of the Mayor.

UNFINISHED BUSINESS

Bill No. 561. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Pioneer avenue, from West Liberty avenue to Brookline Boulevard, and the construction of a

storm sewer for the drainage thereof, including the extension of a lateral storm sewer on Stetson street to a connection with the existing storm sewer on West Liberty avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

In Council, May 29, 1922, Bill read a first time and laid over for the present.

Which was read a second time and agreed to

Mr. Malone moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

REPORTS OF COMMITTEES

Mr. Garland presented.

No. 864. Report of the Committee on Finance for May 31st, 1922, transmitting an ordinance and several resolutions to council.

Also

Bill No. 752. An Ordinance entitled, "An Ordinance fixing the number of officers and employees of the Oliver Swimming Pool, Bureau of Recreation, Department of Public Works, City of Pittsburgh, and the rate of compensation thereof."

In Finance Committee, May 31, 1922. Read and amended in Section 1, as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in committee an dagreed to by council was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English

Garland

Herron

Malone

McArdle

Robertson

Winters (Pres.)

Ayes—7.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation

Bill No. 803. Resolution authorizing the issuing of a warrant in favor of Mrs. Mary Wheeler, of 403 Gearing avenue, for \$150.00, in full settlement of any and all claims for damages which she might have against the City of Pittsburgh arising out of an accident that occurred to her on March 11, 1922, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson

English

Garland

Herron

Malone

McArdle

Robertson

Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 587. Resolution authorizing and directing the Mayor to execute and deliver a deed to Delos G. Harvey for the sum of \$400.00 for two lots on Robinson street, 5th Ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson

English

Garland

Herron

Malone

McArdle

Robertson

Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 794. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Sam Ambrovič in the sum of \$42.28 being 50 per cent. of the excess of the metered rate over the former flat rate on premises at No. 2413 Fifth avenue, 4th Ward, Pittsburgh.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 804. Resolution authorizing and directing the City Controller to transfer from Appropriation No. 171, Water Improvement and Extension Loan Fund, to Appropriation No. 171-A, Salaries and Expenses, Bureau of Water, the sum of \$1,317.85, for payment of Engineering, Mechanical and other services performed by employees of, or furnished to the Bureau of Water in the improvement and extension of water system installation of meters, etc. and materials and supplies used in connection with such work.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 793. Resolution authorizing, empowering and directing the City Controller to set aside the sum of \$1,500.00 in Code Account No. 42, Contingent Fund, for the purpose of purchasing supplies, materials and repair parts from the Pittsburgh Fire Alarm Company of Pittsburgh, Pa., for use of the Bureau of Electricity, Department of Public Safety, in connection with the operation of the police telegraph service in the City of Pittsburgh.

In Finance Committee, May 31st, 1922, read and amended by striking out the words "42, Contingent Fund." and by inserting in lieu thereof the words "1475-D, Materials, Bureau of Electricity," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 802. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$3,600.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1448, Item E, Carfare, Bureau of Police.

In Finance Committee, May 31, 1922. Read and amended by striking out the words "42, Contingent Fund." and by inserting in lieu thereof the words "1445, A-3, Wages, Bureau of Police." and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 865. Report of the Committee on Public Works for May 24, 1922, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 188. An Ordinance entitled, "An Ordinance widening Broad street, in the 11th Ward of the City of Pittsburgh, at its intersection with Frankstown avenue, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And there being three-fourths of the votes of council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 438. An Ordinance authorizing and directing the grading, paving and curbing of Eethel place, from North Highland avenue to Collins street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Malone also presented

No. 866. Report of the Committee on Public Works for May 31st, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 815. An Ordinance entitled, "An Ordinance authorizing and directing the construction of house lateral sewer connections on Bellaire avenue, between Pioneer avenue and Wedgmere street for properties not now provided for, and providing that the costs, damages and expenses of the

same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Noes—Messrs.

English
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Robertson (for Mr. Borland) presented

No. 867. Report of the Committee on Public Service and Surveys for May 31, 1922, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 816. An Ordinance entitled, "An Ordinance establishing the grade of Iola way, from Tesla street 944.35 feet eastwardly to a property line."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 817. An Ordinance entitled, "An Ordinance re-establishing the grade of Murdoch street, from Bartlett street to Covode street."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Herron presented

No. 868. Report of the Committee on Parks and Libraries for May 31, 1922, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 814. Resolution authorizing the issuing of a warrant in favor of McCandless-Collingwood & Alexander, Inc., for the sum of \$15.00, for insurance for three years from February 1st, 1922 to February 1st, 1925 (Policy No. C-440890), premium on double brick building owned by the City and located on Murland avenue, and charging same to Code Account No. 1777, Miscellaneous Services, Bureau of Parks.

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

English	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. McArdle presented

No. 869. Report of the Committee on Charities and Correction for May 31st, 1922, transmitting an ordinance and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 818. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Charities of the City of Pittsburgh to advertise for and award to the lowest reasonable bidder or bidders a contract or contracts for the repairing of the Boilers in the Power House at Mayview, Pa., and authorizing the setting aside of Forty-six hundred dollars (\$4,600.00) from Code Account 1328-E, Special Repairs, Pittsburgh City Home and Hospital, for the payment of the cost thereof."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 819. Resolution granting permission to the Director of the Department of Charities to send a representative to attend the Annual Convention of the National Conference of Social Workers at Providence, R. I., and expenses and cost entailed thereby, not exceeding \$125.00, to be paid from and charged to Appropriation No. 1319, Miscellaneous Services.

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

English	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. English presented

No. 870. Report of the Committee on Health and Sanitation for May 31, 1922, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 800. Resolution authorizing and directing the City Controller to set aside on Contract No. 920 with the American Reduction Company the sum of \$18,405.28 from Appropriation No. 1261, and authorizing the issuing of a warrant in favor of said American Reduction Company for said sum, in full payment of the cost of garbage and rubbish collection and disposal for the year ending December 31st, 1921.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

English
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Herron arose and said :

Mr. President, I understood there was some data to be sent to Council

by the Department of Public Works regarding the completion of the Nine Mile Run Sewer, and I am informed by the Clerk that this information has not been received.

The City has gone to the expense of several hundred thousand dollars in constructing the Nine Mile Run Sewer. The Pennsylvania Railroad Company has done nothing, and the result is that the work is at a stand still, and as a result of this stoppage of work many thousands of dollars of damage is liable to be done.

The Law Department ought to be spurred on to do something in this matter.

I move that the Law Department be requested to immediately protect the interests of the City of Pittsburgh, if necessary, by going into Court and compelling the Pennsylvania Railroad Company to co-operate with the City in the completion of the Nine Mile Run Sewer.

Which motion prevailed.

And on motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, June 12th, 1922.

No. 27.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
F. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, June 12, 1922.

Council met.

Present—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Absent—Mr. Anderson.

PRESENTATIONS

Mr. Borland presented

No. 871. An Ordinance fixing the width and position of the northerly sidewalk of the Boulevard of the Allies, from Gist street to Van Braam street.

Also

No. 872. An Ordinance re-establishing the grade of Binler street, from Broad street to the southerly property line of D. & J. N. Berlin's Plan of Lots.

Also

No. 873. An Ordinance designating Bletcher way as the name of an unnamed 20 foot way in the 27th Ward

of the City of Pittsburgh from Hiawatha street to the easterly line of the Burwood Place Plan of Lots, as shown in the said Plan of Lots and establishing the grade thereof, from Hiawatha street to Elmhurst street.

Also

No. 874. An Ordinance establishing the grade of Fairdale street, from Jean street to Chartiers avenue.

Also

No. 875. An Ordinance establishing the grade of Ketter way, from Stonelea street to Wyona way.

Also

No. 876. An Ordinance establishing the grade of Stonelea street, from Hiawatha street to Oswego street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Garland presented

No. 877. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a foot bridge over East Ohio street on line of McFadden street, including steps leading from East Ohio street and McFadden street, and the construction of foundations for the portion of this foot bridge to be constructed by the Pennsylvania Railroad Company extending over its right of way, and providing for the payment of the cost thereof.

Also

No. 878. Resolution authorizing the issuing of warrants in favor of John Moreland for \$15.00 Wm. A. Selling, \$12.00, John Selling for \$8.04, and H. C. Frick for \$940.80, refunding city taxes on excessive assessment, and charging same to Appropriation No. 41, Refunding Taxes and Water Rents.

Also

No. 879. Resolution authorizing the issuing of a warrant in favor of James L. Grimes in the amount of \$40.43 for his expenses in connection with the using of his automobile on the Bigelow Boulevard Improvement Work as authorized by Norman F. Brown, former Director of the Department of Public Works, and charging same to Code Account No. 198-C, Bigelow Boulevard Improvement.

Also

No. 880. Resolution authorizing the issuing of warrants in favor of J. P. Clancey for \$20.15 and Louis H. Leff for \$1.15 for expenses incurred by them as employees of the Bureau of Police in the performance of their duties and securing evidence against violators of the law, and charging same to Appropriation No. 42.

Also

No. 881. Resolution authorizing the issuing of a warrant in favor of Adele E. Gwinner for \$245.60, refunding overpaid water rent on property at 427 Liberty avenue, 2nd Ward, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Which were severally read and referred to the Committee on Finance.

Mr. English presented

No. 882. Petition of residents of the 20th Ward for removal of City stable on Citadel street because of its unsanitary condition.

Also

No. 883. Report of the Department of Public Health showing the amount of garbage and rubbish removed during the month of May 1921 and the month of May 1922.

Which were read and referred to the Committee on Health and Sanitation.

Mr. Malone presented

No. 884. Resolution authorizing the issuing of a warrant in favor of C. E. McKim for \$46.15 reimbursing him for expenses incurred in locating leak in water line in front of his property at 335 McKee Place, Fourth Ward, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 885. Resolution authorizing the issuing of a warrant in favor of D. J. Counahan for the sum of \$67.50 for lost time as Plumber in the

General Office of the Department of Public Safety, and charging same to Code Account No. 44, Workmen's Compensation Fund.

Which were read and referred to the Committee on Finance.

Also

No. 886. An Ordinance authorizing and directing the construction of a public sewer on private properties of Frank C. Murdoch, William B. Murdoch, Henry Turner, et al., from a point on Fair Oaks street about 20 feet southwest of Inlet way, to the existing sewer on Beeler street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 887. An Ordinance authorizing and directing the grading to a width of 16 feet, and paving to a width of 14 feet, of Ira way, from Shady avenue to the westerly terminus, distant about 526.42 feet westwardly and providing that the costs damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 888. An Ordinance providing for the letting of a contract or contracts for the furnishing of three (3) more or less horses for the Bureau of Police.

Also

No. 889. Resolution authorizing the issuing of a warrant in favor of the Animal Rescue League of Pittsburgh for the sum of \$1,115.13 covering work done during the month of May, 1922, and charging same to Code Account No. 1460, Item B, Miscellaneous Services, Dog Pound, Bureau of Police.

Which were read and referred to the Committee on Public Safety.

Mr. Herron presented

No. 890. An Ordinance appropriating and setting aside an additional sum of One thousand (\$1,000.00) dollars from Playground Improvement Bonds, Appropriation No. 201, for the payment of the cost of constructing a Grandstand for Homewood Playground.

Also

No. 891. Resolution authorizing and directing the Mayor to execute and deliver a deed to Emil E. Zaudiers for Lot No. 138 in Chadwick Place Plan located on Broadhead street, 12th Ward, for the sum of \$250.00.

Which were read and referred to the Committee on Finance.

The Chair presented

No. 892. Communication from Citizens Committee on City Plan of Pittsburgh relative to the expenditure of the \$331,000 item for playgrounds.

Which was read and referred to the Committee on Finance.

Also

No. 893. An Ordinance widening Oswald street, in the 27th Ward of the City of Pittsburgh, from Wilksboro avenue to a point 92 feet east of the same, providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby; fixing the width and position of the sidewalks and roadway; establishing and re-establishing the grade, from Chellis street to Bonaventure way and providing for the sloping, parking, construction of a retaining wall, etc.

Also

No. 894. Petition asking for free tennis courts in Arsenal Park.

Also

No. 895. Communication from Pattie Wills complaining of damage done to property at 7245 Hamilton avenue due to backflooding of sewers, and asking that additional branch sewers be constructed on Sterrett street, from Kelly street to Hamilton avenue to relieve this condition.

Which were severally read and referred to the Committee on Public Works.

Also

No. 896. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with the Pennsylvania Railroad Company, for the reconstruction of the bridge at South Second street over Carson Street East; and providing for the provisions thereof and for the payment of same.

Also

No. 897. An Ordinance establishing the grade of Bonaventure way,

from Wilksboro avenue to Chellis street.

Also

No. 898. An Ordinance fixing the width and position of the sidewalks and roadway of Wilksboro avenue, from California avenue to Bonaventure way, providing for the sloping and parking of the portion of said street lying without the lines of the sidewalks and roadway, and re-establishing the grade thereof.

Also

No. 899. Remonstrance against discontinuance of Twelfth Street Station, Monongahela Division of the Pennsylvania Railroad.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 900. Communication from P. J. Qualey complaining of odors emitted through vents in the sewer drop connecting property at the corner of Miltenberger and Watson streets.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 901. Summary of Estimated Receipts for 1922 and Accruals and Receipts to May 31, 1922.

Which was read, received and filed.

Also

No. 902. Communication from A. E. Anderson, Counsel, Public Defense Association, relative to payment of \$1,000.00 to J. D. Sullivan for injuries received by being shot by police officer who was in pursuit of an alleged thief.

Which was read, received and filed.

Also

No. 903. Communication from the Pittsburgh Chapter, American Institute of Architects, endorsing the Major Street Plan proposed by the Citizens Committee on City Plan.

Which was read, received and filed.

Also

No. 904. Communication from The Salvation Army thanking Council for the courtesies extended to the Territorial Staff Band on its recent visit to Pittsburgh.

Which was read, received and filed.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 905. Report of the Committee on Finance for June 6th, 1922, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 666. An Ordinance entitled, "An Ordinance fixing the number of officers and employees of the Bureau of Recreation, Department of Public Works, City of Pittsburgh, and the rate of compensation thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Noes—Mr. Malone

Ayes—7.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Garland also presented

No. 906.

City of Pittsburgh, Penna.,

June 10, 1922.

Finance Committee of Council.

Gentlemen:—

On Bills Nos. 845 and 851, which have been referred to this Department for an opinion, I desire to report as follows:

Bill No. 845 appropriates \$70,000 from the Boulevard of the Allies Improvement Bonds that have now been set aside for the payment of the damages caused by the said improvement,

to a fund to be applied to the physical cost of the improvement, to be replaced out of the 1922 Street Improvement Bonds.

Bill No. 851 sets aside \$16,000 from the Street Improvement Bond Fund of 1919 and \$12,000 for the Boulevard of the Allies Bond Fund, and contemplates the replacement of the \$12,000 taken from the Boulevard of the Allies Bond Fund by an equal amount to be taken from the Street Improvement Bond Fund of 1922.

The fact that some of the bond moneys come from electoral bond issues, and others from councilmanic bond issues, in my opinion is immaterial.

I am of the opinion that the transfers as contemplated can be made.

Yours truly,

Richard W. Martin
City Solicitor.

Which was read, and on motion of Mr. Garland, received and filed.

Mr. Garland also presented with an affirmative recommendation,

Bill No. 845. An Ordinance entitled, "An Ordinance appropriating and setting aside from Boulevard of the Allies Improvement Bonds, Bond Fund Appropriation No. 207, an additional sum of Seventy thousand (\$70,000.00) dollars, for the payment of the cost of completing the grading, regrading, paving, repaving, curbing, recurbing, the construction of approaches and viaducts thereon, and otherwise improving the Boulevard of the Allies, from Grant street to Gist street, and from a point 346.96 feet east of Seneca street to Craft avenue, and the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving of the streets and avenue affected thereby."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative; the bill passed finally.

Also

Bill No. 851. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the grading, curbing, paving and repaving of the Boulevard of the Allies, from a point 85 feet East of Pride street to a point 108 feet west of Gist street, and authorizing the setting aside of the aggregate sum of Twenty-eight thousand (\$28 000.00) dollars from the proceeds derived from the sale of Street Improvement Bonds, 1919 Bond Fund Appropriation No. 194, and Boulevard of Allies Improvement Bonds, Bond Fund Appropriation No. 207 for the payment of the cost thereof.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 844. An Ordinance entitled, "An Ordinance appropriating

and setting aside from the proceeds of Boulevard of the Allies Bonds, 1919, Bond Fund Appropriation No. 207, an additional sum of Ten thousand (\$10,000.00) dollars for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials and Miscellaneous Services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 843. An Ordinance entitled, "An Ordinance authorizing the Director of the Department of Public Works to place the asphaltic surface on Viaduct No. 1, Viaduct No. 2 and the ramp leading to viaduct No. 1, of the Boulevard of the Allies, by the Asphalt Plant of the Bureau of Highways and sewers, and appropriating and setting aside the aggregate sum of \$15,120.00 from Boulevard of the Allies Improvement Bonds' Bond Fund Appropriation No. 207, for the payment of the cost thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 665. Resolution authorizing and directing the City Controller to make distribution of the sum of \$125,000.00 in Appropriation No. 1905-M, Maintenance Fund, Bureau of Recreation, to Code Account Nos. 1905 to 1911, Inc., and 1913 to 1926 Inc., of said Bureau.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Noes—Mr. Malone

Ayes—7.

Noes—1.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 675. Resolution authorizing and directing the Director of the Department of Public Works to take possession of property of Herman L., Ludwig I. and Frederick C. Grote. Trustees under deed of Trust of C. H. Grote, comprising about 3 acres at corner of Bigelow and Winterburn streets, and authorizing and directing the City Assessors to exonerate the said property from payment of city taxes so long as the same is used by the City for playground purposes.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 847. Resolution authorizing and directing the City Controller to appropriate and set aside from the proceeds of Water Bonds Series "A", 1919, known as Appropriation No. 203 the sum of \$81,000.00 for the purpose of payment of Engineering, Mechanical and other services performed by employees of the Bureau of Water in the improvement and extension of water system, installation of meters, etc., and the purchase of commodities used in connection with such work, as follows:

\$40,000.00 for Salaries and Wages, and to be known as Appropriation No. 203-A;

\$41,000.00 for Miscellaneous Services, Supplies, Materials and Equipment, to be known as Appropriation No. 203-C.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 839. Resolution authorizing the issuing of a warrant in favor of Mathilda W. Denny in the sum of \$149.50, refunding water rent on property at 2918 Liberty avenue, 6th Ward, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 846. Resolution authorizing the issuing of a warrant in favor of Diulus & De Pasquale for the sum of \$77.00, for extra work done on the contract for the construction of sidewalks in West Park, and charging same to West Park Improvement Bonds 1919, Bond Fund Appropriation No. 200.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 318. Resolution authorizing the issuing of a warrant in favor of Mrs. Shriver Stewart, widow of Police Commissioner Shriver Stewart, who died as the result of injuries received while in the performance of his duty as a police officer in 1910, in the sum of \$3,000.00, said sum being charged to Code Account No. 42, Contingent Fund.

In Finance Committee, June 6, 1922. Read and amended by adding at the end of the resolution the following:—"to be paid as follows: \$900.00 cash and \$50.00 per month, commencing payment in month of July, next, and monthly thereafter until the month of December, 1925, inclusive," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Borland	Malone
English	Robertson
Garland	Winters (Pres.)
Herron	

Noes—Mr. McArdle

Ayes—7.

Noes—1.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 907. Report of the Committee on Public Works for June 6 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 768. An Ordinance entitled, "An Ordinance giving to the Standard Talking Machine Co., owner of the building fronting in Penn avenue in the City of Pittsburgh, between Barbeau and Fancourt streets, and being Nos. 305, 307 and 309 on said street, the privilege of maintaining the rear of said building on Mulberry way where it is now situated until such time as the rear of said building may be removed or destroyed, or until such time as the said strip of ground may be needed for public purposes.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Borland presented

No. 908. Report of the Committee on Public Service and Surveys for June 6, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 853. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway and establishing the grade of Milligan street, from Lelia street to a property line 440.61 feet southwardly therefrom."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Herron presented

No. 909. Report of the Committee on Parks and Libraries for June 6, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 849. An Ordinance entitled, "An Ordinance granting unto the Allegheny County Medical Society permission to erect in Schenley Park a memorial to its members who served in the World War.

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Robertson presented

No. 910. WHEREAS, Wednesday, June 14th, 1922, has been designated as Flag Day, being the birthday of the American Flag; and

WHEREAS, It is fitting that Council should ask the citizens of Pittsburgh to observe this occasion; Therefore, be it

RESOLVED, That all of the citizens of Pittsburgh be asked to display the American Flag on their places of business and residences on June 14th, and that the Director of the Department of Public Works be requested to have the flag displayed on all city buildings on that day; and, be it further

RESOLVED, That, in order that this resolution may be given due publicity, the Press of this City be requested to publish the same in full.

Which was read.

Mr. Robertson moved

The adoption of the resolution. Which motion prevailed.

The Chair (Mr. Winters) presented at the request of the Mayor.

No. 911. RESOLVED, That the Mayor be and he is hereby requested to return to Council, without action thereon for further consideration, Bill No. 561, entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Pioneer avenue, from West Liberty avenue, to Brookline Boulevard, etc."

Which was read.

Mr. English moved

To amend the resolution by inserting the following preamble:

"Whereas, Bill No. 561, An Ordinance authorizing and directing the grading, paving and curbing of Pioneer avenue, from West Liberty avenue to Brookline Boulevard, under the Act of 1895, is in that class of ordinances which require the signature of the Mayor; and

Whereas, It is desirable that the ordinance be in Council ready for immediate passage as soon as the Mayor might decide to sign same so that the improvement can go forward without being delayed until the next Council; Therefore, be it"

Which motion prevailed.

Mr. McArdle moved

The adoption of the resolution as amended.

Which motion prevailed.

And the Mayor returned without action thereon.

Bill No. 561. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Pioneer avenue, from West Liberty avenue to Brookline Boulevard, and the construction of a storm sewer for the drainage thereof including the extension of a lateral storm sewer on Stetson street to a connection with the existing storm sewer on West Liberty avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

In Council, June 5th, 1922, Bill read a second time, rule suspended, read a third time and finally passed by a three-fourth vote.

Which was read.

Mr. McArdle moved

To reconsider the vote by which the bill was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the bill be read a second and third times and finally passed?"

The motion did not prevail.

Mr. McArdle moved

That the bill be laid on the table.

Which motion prevailed.

Mr. English moved

That the Minutes of the proceedings of Council at meeting held on Monday, May 29th, 1922, and Monday, June 5th, 1922, be approved.

Which motion prevailed.

And on motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, June 19th, 1922.

No. 28.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, June 19, 1922.

Council met.

Present—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Absent—Mr. Anderson.

PRESENTATIONS

Mr. Borland presented

No. 912. Petition for the vacation of a portion of an unnamed way, in the Fourth Ward, from the easterly line of the Plan of the Estate of John Murdoch, Jr., to a point 92 feet westwardly therefrom.

Also

No. 913. An Ordinance vacating a portion of an unnamed way in the Fourth Ward of the City of Pittsburgh, from the easterly line of the Plan of the Estate of John Murdoch Jr., to a point 92 feet westwardly therefrom.

Also

No. 914. An Ordinance granting unto the Duquesne Street Railway

Company, its successors, lessees and assigns, the right to enter upon, use and occupy certain streets and highways in the City of Pittsburgh, subject to the terms and conditions herein provided.

Also

No. 915. An Ordinance granting unto the Duquesne Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy certain streets and highways in the City of Pittsburgh, subject to the terms and conditions herein provided.

Also

No. 916. An Ordinance granting unto the Mt. Washington Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy certain streets and highways in the City of Pittsburgh, subject to the terms and conditions herein provided.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. English presented

No. 917. An Ordinance authorizing the transfer of the sum of \$74,000.00 from Bond Fund Appropriation No. 194-D, "Brownsville Avenue Improvement", to the General Fund, "Street Improvement Bonds," Bond Fund Appropriation No. 194.

Which was read and referred to the Committee on Finance.

Also

No. 918. An Ordinance authorizing and directing the construction of a public sewer on the roadway and on the southeast sidewalk of Broadhead Fording Road (formerly Chartiers Township) from a point about 190 feet northeast of Catherine street to the existing sewer on Broadhead Fording Road at a point about 20 feet

southwest of Linwood avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

Mr. Garland presented

No. 919. Communication from the Department of Law submitting claim of Mrs. C. P. Clark for injuries received by being struck by a golf ball while driving in an automobile in Schenley Park near the golf links.

Also

No. 920. Resolution authorizing the issuing of warrants in favor of William E. Harmon in the sum of \$6.20; Realty Security Co. for \$55.50; Frank E. Willson for \$23.52; Alexander Willson for \$14.12; Samuel A. Purvis for \$10.00; Frank Wilbur Main for \$24.00, refunding city taxes paid on excessive assessments, and charging same to Appropriation No. 41, Refunding Taxes and Water Rents.

Also

No. 921. Resolution authorizing and directing the City Controller to transfer the sum of \$2,600.00 from Appropriation Account No. 1752, Wages, Regular Employees, to Appropriation Account No. 1754, Miscellaneous Services, Department of Public Works, Bureau of Water, Mechanical Division.

Also

No. 922. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$250.00 from Code Account No. 1481, Item A-1 Salaries, Regular Employees, Bureau of Building Inspection, to Code Account No. 1483, Item C, Supplies, Bureau of Building Inspection.

Also

No. 923. Resolution authorizing the adjustment of the account of the Equitable Gas Company and the Allegheny Heating Company against the City of Pittsburgh, and the payment thereof through the application of proper credits to the account between the City of Pittsburgh and the Duquesne Light Company for the purchase of the North Side Lighting Plant.

Also

No. 924. An Ordinance amending line 33 and 35, Department of Public Works Division of Designs of Ordinance No. 23, entitled, "An Ordinance

fixing the number of officers and employees of the Bureau of Engineering, Department of Public Works, City of Pittsburgh, and the rate of compensation thereof," approved February 15, 1922.

Which were severally read and referred to the Committee on Finance.

Mr. Herron presented

No. 925. Resolution authorizing and directing the City Controller to transfer the following sums to-wit:

From

Code Account 1787, Salaries Regular Employees, Schenley Nursery	\$185.00
Code Account 1803, Salaries Regular Employees, Schenley Conservatory	562.50
Code Account 1841, Salaries Regular Employees, Highland Zoo	150.00
Code Account 1872, Miscellaneous Service, West Park.... To	75.00
Code Account 1793, Supplies, Schenley Golf Grounds.....	185.00
Code Account 1807, Schenley Park Conservatory	562.50
Code Account 1817, Materials, North Side Conservatory.....	150.00
Code Account 1874, Materials, West Park, North Side,	75.00

Also

No. 926. Petition of property owners of Wabash avenue, asking for hearing relative to damage done by overflowing of sewers in the Wabash Avenue District.

Which were read and referred to the Committee on Finance.

Mr. Malone presented

No. 927. Petition for the grading, paving and curbing of Kamin street, from Murdoch street to Wendover street.

Also

No. 928. An Ordinance authorizing and directing the grading, paving and curbing of Kamin street, from Murdoch street to Wendover street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 929. An Ordinance authorizing and directing the construction of a public sewer on the west sidewalk and on the roadway of Park

View Avenue, from a point about 250 feet north of Wilmot street to the existing sewer on Park View avenue, south of Wilmot street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 930. An Ordinance authorizing and directing the construction of a public sewer on Blanton street and Minnesota street, from a point about 15 feet east of Russett way to the existing sewer on Minnesota street north of Elanton street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 931. An Ordinance authorizing and directing the construction of a public sewer on Ira way and private property of J. M. Clark, from the crown west of Shady avenue to the existing sewers on the west sidewalk of Shady avenue and on Saline street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 932. An Ordinance authorizing and directing the construction of public sewers on the north and south sidewalks of Smith way, from points about 480 feet and 410 feet respectively west of westwood street to the existing sewer on the north and south sidewalks of Smith way, at points about 260 feet west of Westwood street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

Also

No. 933. An Ordinance fixing the width and position of the sidewalks and roadway, providing for slopes and parking and re-establishing the grade of Eldora place, from Michigan street to Vandalla street.

Also

No. 934. An Ordinance re-establishing the grade of Vandalla street, from Estella avenue to Eldora place.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 935. Resolution authorizing and directing the Mayor to execute and deliver a deed to Harry B. Frazier for piece of ground located on Perrysville avenue, 25th Ward, for the sum of \$500.00.

Also

No. 936. Resolution authorizing the issuing of a warrant in favor of John A. Galbreath for the sum of \$79.20 for extra work on the contract for the installation of plumbing system in the Riverview Park Bath House, and charging same to Contract No. 1256, Code Account No. 201. Playground Improvement Bonds.

Which were read and referred to the Committee on Finance.

Also

No. 937. Resolution authorizing the issuing of a warrant in favor of the Sargent Electric Company for the sum of \$794.37, for extra work in connection with the installation of the lighting system in the North Side Market House, and charging same to Contract No. 1246, Code Account No. 1697 "G", Structural and Non-Structural Improvement, North Side Market, Bureau of City Property.

Also

No. 938. An Ordinance authorizing and directing the grading, re-grading, paving, repaving, curbing, recurbing and otherwise improving of Manchester avenue, from South avenue to Ridge avenue, and the regrading, repaving, recurbing and otherwise improving of Strobel street, Reedsdale street, Sturgeon street and Allegheny avenue, and the grading of Strobel way as affected thereby, describing the limits thereof, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 939. An Ordinance authorizing and directing the grading, re-grading, paving, repaving, curbing, recurbing, and otherwise improving East street, from Tripoli street to the first angle distant about 100 feet south of Royal street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Also

No. 940. An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with W. Frank Bingler whereby the said W. Frank Bingler shall give license, privilege and right of way to lay and maintain a City water main extending through his land in the Fourteenth Ward.

Also

No. 941. An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with W. E. Hamnett, whereby the said W. E. Hamnett, shall give license, privilege and right of way to lay and maintain a City water main extending through his land in the Fourteenth Ward.

Which were read and referred to the Committee on Filtration and Water.

The Chair presented

No. 942. Communication from Chas. A. Finley, Director, Department of Public Works, relative to cancellation of penalties imposed upon the Creighton Coal Company due to delivery of coal which did not meet the specifications under their contract.

Also

No. 943. Communication from the Civic Club of Allegheny County endorsing the plan prepared by the Citizens Committee on City Plan for the purchase and development of property for playground purposes.

Which were read and referred to the Committee on Finance.

Also

No. 944. Communication from L. Z. Birmingham asking that Murray avenue from Darlington Road to Hazelwood avenue and Hazelwood avenue from Beechwood boulevard to Second avenue, be repaved.

Also

No. 945. Petition for the improvement of Wilksboro street, Chellis street, Oswald street and Bonaventure street, 27th Ward.

Also

No. 946. Petition of property owners protesting against change of grade on Bascom street, 26th Ward, which it is proposed to grade, pave and curb, and asking that said improvement be postponed for the present.

Which were read and referred to the Committee on Public Works.

Also

No. 947. Communication from Miss Catherine Zinkand complaining of the existence of a dump on the Flocker Estate property adjoining hers, in the 26th Ward.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 948. Communication from the Homewood-Brushton Board of Trade inviting the members of Council to attend the annual outing of the school children at Kennywood park on June 21st, 1922.

Which was read.

Mr. Garland moved

That the communication be received and filed, and the invitation accepted, and as many members of Council as possible attend.

Which motion prevailed.

Also

No. 949. Communication from the Commissioners of Allegheny County asking Council to send a representative to Washington to interview the Secretary of War relative to the construction of the Fortieth Street Bridge, and the taking over of portion of the Arsenal Property for the approaches to said bridge.

Which was read.

Mr. Malone moved

That the Communication be received and filed, and the President of Council be authorized to appoint as many members on a committee as in his judgment best to represent the City of Pittsburgh at the conference to be held with the Secretary of War relative to the construction of the Fortieth Street Bridge, and the taking over of portion of the Arsenal Property for the approaches to said bridge.

Which motion prevailed.

The Chair appointed on said committee, Messrs. Herron and McArdle.

Also

No. 950. Communication from Richard W. Martin relative to application of John J. Gerlach, Jr. to the Public Service Commission for the right to operate a sight seeing automobile through the streets of Pittsburgh.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 951. Communication from Samuel Schein relative to complaint filed with Council by Margaret M. Knowlan regarding condition of cleaning establishment located at 26 Wooster street owned by Jacob Kitay.

Also

No. 952. Communication from Division 85, Amalgamated Association of Street and Electric Railway Employees of America complaining of unfairness of traffic officers in reporting motormen for violation of the traffic rules.

Which were read and referred to the Committee on Public Safety.

Also

No. 953.

MAYOR'S OFFICE

Pittsburgh, June 14th, 1922.

To the Council of the
City of Pittsburgh.

I beg to advise your Honorable Body that the Sinking Fund Commission organized on June 13th and drew lots for their respective terms of office as follows: C. A. Rook, five years; George C. Moore, four years; John H. Jones, three years; W. C. Reltz, two years; E. L. Sullivan, one year.

Respectfully submitted,

W. A. Magee,
Mayor.

Which was read.

Mr. Robertson moved

That the Communication be received and filed.

Which motion prevailed.

Also

No. 954.

MAYOR'S OFFICE

Pittsburgh, June 14th, 1922.

To the Council of the
City of Pittsburgh.

I beg to advise that since approval by your Honorable Body of my nominees for the City Planning Commission, I have designated for six year terms: Morris Knowles, J. D. Hallman, and W. C. Rice; for four year terms, James F. Malone, C. A. Finley and Frederick Bigger; for two year terms, A. J. Kelly, James M. Clark and John T. Holdsworth.

Respectfully submitted,

W. A. Magee,
Mayor.

Which was read.

Mr. Garland moved

That the communication be received and filed.

Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 955. Report of the Committee on Finance for June 13th, 1922, transmitting several ordinances and resolutions to council.

Which was read, received and filed.

Also with an affirmative recommendation,

Bill No. 877. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a foot bridge over East Ohio street on line of McFadden street, including steps leading from East Ohio street and McFadden street, and the construction of foundations for the portion of this foot bridge to be constructed by the Pennsylvania Railroad extending over its right of way, and providing for the payment of the cost thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 890. An Ordinance entitled, "An Ordinance appropriating

and setting aside an additional sum of One thousand (\$1,000.00) dollars from Playground Improvement Bonds, Appropriation No. 201, for the payment of the cost of constructing a Grandstand for Homewood Playground."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 577. Resolution authorizing the issuing of a warrant in favor of Clarence Brunner for \$117.79, in full settlement of all damages to his automobile injured by running into a stone on the Bigelow Boulevard on April 14, 1922, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 880. Resolution authorizing the issuing of warrants in favor of the following named employes of the Bureau of Police covering expenses incurred by them in the performance of their duties and securing evidence against violators of the law, and charging the same to the appropriation items named below, to-wit:

Schedule	Amount	Approp. No.
J. P. Clancey	\$20.15	42
Louis H. Left	1.15	42

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed, finally.

Also

Bill No. 881. Resolution authorizing the issuing of a warrant in favor of Adele E. Gwinner in the sum of \$245.60, on account of refunding water rent on property at 427 Liberty avenue, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 878. Resolution authorizing the issuing of warrants in favor of the following named persons: John Moreland in the sum of \$15.00, Wm. A. Seiling, \$12.00, John Seiling, \$8.04, refunding excessive taxes on properties in the 27th Ward, and H. C. Frick in the sum of \$940.80, refunding excessive taxes on property in 1st Ward and charging the same to Appropriation No. 41, Refunding Taxes and Water Rents.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 623. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot No. 53 in Robert Henderson Heirs' Plan located on Warren street, 25th Ward to E. L. Kirby for the sum of \$150.00.

In Finance Committee, June 13th, 1922, Read and amended by striking out "\$150.00" and by inserting in lieu thereof "\$200.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 956. Report of the Committee on Public Works for June 13th, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 886. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on private properties of Frank C. Murdoch, William B. Murdoch, Henry Turner, et al., from a point on Fair Oaks street about 20 feet southwest of Inlet way to the existing sewer on Beeler street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Borland presented

No. 957. Report of the Committee on Public Service and Surveys for June 13 1922, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 871. An Ordinance entitled, "An Ordinance fixing the width and position of the northerly sidewalk of the Boulevard of the Allies, from Gist street to Van Braam street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 872. An Ordinance entitled, "An Ordinance re-establishing the grade of Binler street, from

Broad street to the southerly property line of D. & J. N. Berlin's Plan of Lots."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 873. An Ordinance entitled, "An Ordinance designating Bletcher way as the name of an Unnamed 20 Foot Way, in the 27th Ward of the City of Pittsburgh, from Hiawatha street to the easterly line of the Burwood Place Plan of Lots, as shown in the said Plan of Lots, and establishing the grade thereof, from Hiawatha street to Elmhurst street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 874. An Ordinance entitled, "An Ordinance establishing the grade of Fairdale street, from Jean street to Chartiers avenue."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 875. An Ordinance entitled, "An Ordinance establishing the grade of Ketter way, from Stonelea street to Wyona way."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 876. An Ordinance entitled, "An Ordinance establishing the grade of Stonelea street, from Hiawatha street to Oswego street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 897. An Ordinance entitled, "An Ordinance establishing the grade of Bonaventure way, from Wilkshoro avenue to Chellis street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 898. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway of Wilksboro avenue, from California avenue to Bonaventure way, and providing for the sloping and parking of the portion of said street lying without the lines of the sidewalks and roadway, and re-establishing the grade thereof."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. English (for Mr. Anderson) presented

No. 958. Report of the Committee on Finance for June 13, 1922, transmitting an ordinance and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 888. An Ordinance entitled, An Ordinance providing for the letting of a contract or contracts for the furnishing of three (3) more or less horses for the Bureau of Police."

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 889. Resolution authorizing the issuing of a warrant in favor of the Animal Rescue League of Pittsburgh for the sum of \$1,115.11, covering work done during the month of May, 1922, and charging the same to Code Account No. 1460, Item B. Miscellaneous Services. Dog Pound. Bureau of Police.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS

Mr. Garland presented

No. 959. WHEREAS, The White Star Line, owners of one of the largest passenger and freight fleets in the World, has seen fit to honor the City of Pittsburgh by the naming of one of its new 20,000 ton liners the "Pittsburgh"; and

WHEREAS, Despite of the fact Pittsburgh, known as the Workshop of the World and in that capacity has furnished steel, machinery and other equipment for thousands of the ships that ply the seven seas, this is the first time that a vessel of this size has been named after the City, excepting the naming of U. S. Cruiser "Pittsburgh"; Therefore, be it

RESOLVED, That we, the Council of the City of Pittsburgh, send to the officers of the White Star Line a vote of appreciation of their action in thus honoring our City; And, be it further

RESOLVED, That a copy of these resolutions be sent the Managing Director of the White Star Line at Philadelphia.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Which motion prevailed.

Mr. Robertson presented

No. 960. WHEREAS, There is a great demand for use of all public baths and swimming pools; and

WHEREAS, The Board of Public Education has a large pool, not now in use, at the old First Ward School, N. S.; Therefore, be it

RESOLVED, That the Board of Public Education be respectfully requested to open said pool for proper public use.

Which was read.

Mr. Robertson moved

The adoption of the resolution.

Which motion prevailed.

Mr. English presented

No. 961. Resolved, That the Director of the Department of Public

Works be requested to have all the city swimming pools open for the people on Saturday, July 1st, 1922, and not wait until July 5th, 1922.

Which was read.

Mr. English moved

The adoption of the resolution.

Which motion prevailed.

Mr. Malone presented

No. 962. Whereas, The automobile touring season is at its height and will continue so for several months; and

Whereas, a large number of tourists from other parts of Pennsylvania and other States make Pittsburgh one of their visiting points and most of them would like to spend a few days in this City to see the wonderful sights in and around our City; and

Whereas, Many of these tourists are provided with camping equipment and due to the lack of an official camping park in Pittsburgh for automobile tourists many of these tourists continue on through Pittsburgh without stopping; and

Whereas, There is no question but what if they were provided with a proper place to camp many of them would stay with us for a few days, adding materially to the benefit of the City both from an advertising and a business standpoint, as well as to afford the tourists the benefit of a visit to the many points of interest in and around the City; and

Whereas, The City of Pittsburgh has numerous places where an official camping ground for tourists could be maintained, such as the center of the oval in Schenley Park, or part of the park just outside the oval; Therefore, be it

Resolved, That the Mayor be authorized to have the proper department prepare an estimate as to the cost of equipping and maintaining a public camping ground for automobile tourists.

Which was read.

Mr. Malone moved

The adoption of the resolution.

Which motion prevailed.

Mr. Garland presented

No. 963. Resolved, That the Mayor be and he is hereby requested

to return to Council, without action thereon, Bill No. 318, Resolution authorizing the issuing of a warrant in favor of Mrs. Shriver Stewart, widow of Police Commissioner Shriver Stewart, who died as the result of injuries received while in the performance of his duty as a police officer in 1910, in the sum of \$3,000.00, and charging same to Code Account No. 42, Contingent Fund, for further consideration.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned, without action thereon,

Bill No. 318. Resolution authorizing the issuing of a warrant in favor of Mrs. Shriver Stewart, widow of Police Commissioner Shriver Stewart who died as the result of injuries received while in the performance of his duty as a police officer in 1910, in the sum of \$3,000.00 and charging same to Code Account No. 42, Contingent Fund, to be paid as follows: \$900.00 cash and \$50.00 per month, commencing payment in month of July next, and monthly thereafter until the month of December, 1925, inclusive.

In Council, June 12, 1922, Committee amendment agreed to, rule suspended, read three times and finally passed by a two-thirds vote.

Which was read.

Mr. Garland moved

To reconsider the vote by which the resolution was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the resolution be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Garland moved

That the resolution be laid on the table.

Which motion prevailed.

Mr. English presented

No. 964. Resolved, That a committee of three be appointed to confer with Mr. and Mrs. E. B. Mahood,

of 3125 Middletown road, 28th Ward, Pittsburgh, Pa., regarding their kind and generous offer to donate to the City two or more drinking fountains; committee also to confer with the Director of the Department of Public Works regarding locations and other details and report back to Council as soon as possible.

Which was read.

Mr. English moved

The adoption of the resolution. Which motion prevailed.

And the Chair appointed as members of said special committee, Messrs. English, Borland and Garland.

Mr. Herron presented

No. 965. Whereas, The St. Louis Independent Packing Co., situate at Eroad and Station streets, and the E. M. Diebold Lumber Co., at Station street, and the Pennsylvania Railroad Co. are compelled to vacate their premises on account of the widening of Broad street; and

Whereas, The St. Louis Independent Packing Co. will be ready to move into its new building, at Hamilton avenue and Torrence street about September 1st, 1922, and the E. M. Diebold Lumber Co. will be able to move into its new quarters in the Brushton District about the same time; Therefore, be it

Resolved, That the Director of the Department of Public Works be requested to permit the said St. Louis Packing Co. and the E. M. Diebold Lumber Co. to remain in their present quarters until September 1st, 1922, and that said Director notify the Mellon National Bank, the owner of said property, of said extension.

Which was read.

Mr. Herron moved

The adoption of the resolution.

Which motion prevailed.

Mr. Malone presented

No. 966. Petition of property owners on Flemington street for the paving of said street, from Murray avenue to an unimproved property a distance of approximately two city blocks.

Which was read and referred to the Committee on Public Works.

Also

No. 967. An Ordinance setting aside and appropriating an additional sum of \$5,000.00 from revenues derived from taxes and other sources of income to pay the cost of investigating the cause of and repairing the cave-in of a portion of Chartiers avenue, at a point about 350 feet west of Corliss street.

Which was read and referred to the Committee on Finance.

Mr. McArdle moved

That all committee meetings be postponed until Tuesday, June 27th, 1922, at 1.30 P. M.

Which motion prevailed.

The Chair presented

No. 968. Communication from C. J. Vaux, Director of the Department of Public Health in reply to

Bill No. 687, requesting information as to the facts regarding infant mortality rate for the City of Pittsburgh for the year 1921.

Which was read.

Mr. Garland moved

That the communication be received and filed and a copy furnished each member of council.

Which motion prevailed.

Mr. English moved

That the Minutes of the proceedings of Council at a meeting held on Monday, June 12th, 1922, be approved.

Which motion prevailed.

And on motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, June 26th, 1922.

No. 29.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, June 26, 1922.

Council met.

Present—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Absent—Mr. Anderson.

PRESENTATIONS

Mr. Borland presented

No. 969. An Ordinance fixing the width and position of the sidewalks and roadway and establishing the grade of Alexis street, from Saline street to Four Mile Run Road.

Also

No. 970. An Ordinance establishing the grade of Four Mile Run Road, from Saline street to Alexis street.

Also

No. 971. An Ordinance granting unto the Hardie Brothers Company, its successors and assigns, the right to construct, maintain and use a switch track on and across Pike street

at 14th Street for the purpose of conveying materials, etc., from the Pennsylvania Railroad Company's track to the Hardie Brothers Company's property, 2nd Ward, Pittsburgh, Pa.

Also

No. 972. An Ordinance granting unto the Hardie Brothers Company, its successors and assigns, the right to construct, maintain and use coal hopper and ash bin on Pike street located 284 feet west of the western building line of 14th Street along the property of the Hardie Brothers Company, 2nd Ward, Pittsburgh, Pa.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. English presented.

No. 973. Communication from R. H. McKeown asking to be reimbursed for damages to his property at 314 Ella street by reason of break in the water main.

Which was read and referred to the Committee on Finance.

Also

No. 974. An Ordinance authorizing and directing the construction of a public sewer on the private property of B. and K. Griebel, Columbus street and Spring Garden avenue (formerly Spring Garden Borough) from the existing run on the private property of B. and K. Griebel at a point about 20 feet north of Columbus street to the existing sewer on the west sidewalk of Spring Garden avenue and private property of Albert L. Brahm, at a point about 120 feet north of Quarry street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

Mr. Garland presented

No. 975. An Ordinance creating additional positions in certain Divisions of the Bureau of Engineering, Department of Public Works, and fixing the rate of compensation thereof.

Also

No. 976. An Ordinance appropriating and setting aside from the proceeds of "Sewer Bonds, 1922", Bond Fund No. 236, the sum of Ten thousand dollars (\$10,000.00), for the payment of engineering expenses, including salaries, wages, supplies, equipment, materials and miscellaneous services entailed by the Bureau of Engineering, Department of Public Works, in prosecuting the improvements contemplated in issue of said bonds.

Also

No. 977. An Ordinance providing for the advertising for bids and the letting of a contract or contracts to the lowest responsible bidder to be entered into jointly by the City of Pittsburgh and the County of Allegheny for the term of five (5) years for the furnishing of electric current necessary for the operation of the lighting and power equipment in the new City-County Building, the Allegheny County Court House, the Allegheny County Jail and the Allegheny County Morgue, and the installation of all the necessary apparatus, as provided for in the contract and specifications, and providing for the cost thereof for the fiscal year of 1922.

Also

No. 978. An Ordinance providing for the advertising for bids and the letting of a contract or contracts to the lowest responsible bidder to be entered into jointly by the City of Pittsburgh and the County of Allegheny for the term of five (5) years for the furnishing of steam for heating purposes in the new City-County Building, the Allegheny County Court House, the Allegheny County Jail, and the Allegheny County Morgue, and the installation of all the necessary apparatus as provided for in the contract and specifications, and providing for the cost thereof for the fiscal year of 1922.

Also

No. 979. An Ordinance appropriating and setting aside from the proceeds of the "Beechwood Boulevard Bridge Bonds", 1919, Bond Fund No.

212, the additional sum of Five thousand (\$5,000.00) dollars for the payment of engineering expenses, including salaries, wages, supplies, equipment, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Also

No. 980. An Ordinance appropriating and setting aside an additional sum of Seven thousand (\$7,000.00) dollars from Bond fund appropriation No. 215, "Negley Run Sewer Bonds" for the payment of the cost of certain additional work in connection with the construction of a relief sewer in the Negley Run Drainage Basin, for the Homewood and Erush-ton Districts, under the terms of Contract No. 5464, Mayor's Office File No. 28, entered into March 17th, 1921, with Christ Donatelli.

Also

No. 981. Resolution authorizing and directing the Mayor to execute and deliver a deed to Martina J. Rea for all that certain tract or piece of ground situate in the 24th Ward, North Side, beginning at the corner of John Hoehlerle's lot 40 feet south to Fountain street; thence 31 feet, more or less to a point on land of Reed; thence along the same parallel with Quarry street 14 feet; thence towards Quarry street 55 feet 6 1/4 inches; thence at right angles with Quarry street 195 feet, more or less, to lot of Hoehlerle aforesaid; thence by same 25 feet to the place of beginning, for the sum of \$100.00.

Also

No. 982. Resolution authorizing the issuing of a warrant in favor of the Treasurer of the State of Pennsylvania, in the sum of \$41,702.00, being fines collected by Police Magistrates from automobile owners and drivers for violating the Motor Vehicle Laws of the State of Pennsylvania, for the years 1918, 1919, 1920 and 1921 and charging charging same to Appropriation No.....

Also

No. 983. Resolution authorizing the issuing of a warrant in favor of the Pitt Construction Company for the sum of \$355.70 for extra work done on the contract for the reconstruction of the Island Avenue Bridge (over the Fort Wayne and Chicago Railroad), Contract No. 2, and charging same to Code Account No. 219, Bond Issue 1919.

Also

No. 984. Resolution authorizing the issuing of a warrant in favor of the M. O'Herron Company for the sum of \$370.93, being full payment for labor furnished incident to laying of 346.76 feet of 24-inch Cast Iron Water Pipe Line at \$2.80 per lineal foot, on Forbes street at intersection of Boulevard of Allies, from April 19th, 1922 to April 30th, 1922, and charging same to Appropriation No. 203, Water Bonds, Series "A", 1919.

Also

No. 985. Resolution authorizing the issuing of a warrant in favor of Jas. H. McQuade & Sons Company for the sum of \$1,038.00, being full payment for labor furnished incident to the relaying of 348.10 feet of 16-inch Cast Iron Water Pipe Line at \$2.95 per lineal foot, and the excavating of 11.1 feet of trench for fire hydrant connection at \$1.00 per lineal foot on West Carson street, near Wabash Railroad Bridge from May 25th, 1922 to June 4th, 1922, and charging same to Appropriation No. 203, Water Bonds, Series "A", 1919.

Also

No. 986. Resolution authorizing the issuing of a warrant in favor of Booth and Flinn, Limited, for the sum of \$2,168.25, being full payment for labor and material furnished incident to the laying of a 6-inch cast iron water pipe line on the Boulevard of the Allies and Seneca street, between 61st and Tustin streets, from February 22, 1922 to March 3rd, 1922, and charging same to Appropriation No. 203, Water Bonds, Series "A", 1919.

Also

No. 987. Resolution authorizing the issuing of a warrant in favor of Eooth and Flinn, Limited, for the sum of \$281.76 for extra work done on the contract for the reconstruction of Center Avenue Bridge, Contract No. 3, and charging same to Code Account No. 204, Bond Issue 1919.

Which were severally read and referred to the Committee on Finance.

Mr. Herron presented.

No. 988. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving of Hamilton avenue, from Fifth avenue to North Braddock avenue, and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Public Works.

Mr. Malone presented

No. 989. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to the amount of \$66.88 on the water rent charged against the St. John's Baptist Church of Pittsburgh for the period of January 2nd, 1918, to January 15th, 1919.

Which was read and referred to the Committee on Finance.

Also

No. 990. An Ordinance providing for the letting of a contract or contracts for the furnishing of five (5) horses, more or less, for the Department of Public Works, Bureau of Highways and Sewers.

Which was read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 991. An Ordinance authorizing and directing the grading to a width of 38 feet, paving and curbing of Bryant street, from Heberton street to Winterton street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

Mr. Robertson presented

No. 992. An Ordinance authorizing and directing the construction of a public sewer on Biggs avenue and Rising Main avenue, from a point about 30 feet south of Pedder way, to the existing sewer on Meadville street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby

Also

No. 993. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving of East street, from Royal street to Milroy street, and providing for the payment of the cost thereof.

Which were read and referred to the Committee on Public Works.

Also

No. 994. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with the Penn-

sylvania Railroad Company, operating Pittsburgh, Fort Wayne and Chicago Railway, for the removal of the present Island Avenue Bridge superstructure and the replacement and maintenance of the Island Avenue Bridge over the tracks and right-of-way of the Pittsburgh, Fort Wayne and Chicago Railway.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 995. Communication from Wm. P. Huester, City Clerk, Scranton, Pa., relative to legislation providing for a central office for tax collection.

Which was read and referred to the Committee on Finance.

Also

No. 996. Communication from John F. Haggerty relative to providing an entrance from the Haggerty Estate property on Penn avenue at Sixteenth street to the Sixteenth Street Bridge.

Also

No. 997. Communication from Reese R. Frye complaining of the condition of the boardwalk on Schenley avenue between Mathilda street and Elack street, 10th Ward.

Also

No. 998. Report of the Department of Public Works on Bill No. 965, Resolution requesting the Department of Public Works to permit the St. Louis Independent Packing Company and the E. M. Diebold Lumber Company to remain in their present quarters on Broad street until September 1st, 1922.

Also

No. 999. Report of the Department of Public Works submitting additional information on Bill No. 965, Resolution requesting the Department of Public Works to permit the St. Louis Independent Packing Company and the E. M. Diebold Lumber Company to remain in their present quarters until September 1st, 1922.

Also

No. 1000. Communication from J. R. Mellon, A. W. Mellon and R. B. Mellon, Trustees relative to granting further extension of time for the removal of buildings owned by them on Broad street, and occupied by the St. Louis Independent Packing Company and the E. M. Diebold Lumber Company.

Which were severally read and referred to the Committee on Public Works.

Also

No. 1001. An Ordinance giving the consent of the City of Pittsburgh to William Weinmann, Frederick Weinmann and Jacob Weinmann, their heirs or assigns, to drill a well for natural gas or petroleum oil on a certain tract of land in the 19th Ward, Pittsburgh, heretofore appropriated by the City of Pittsburgh for public park purposes.

Also

No. 1002. Communication from Jacob Roesser, Clerk at the Pittsburgh Golf Club, asking the City to close the public golf links in Schenley Park on July Fourth.

Which were read and referred to the Committee on Parks and Libraries.

Also

No. 1003. Communication from W. A. Berkley asking for a hearing on Wednesday, June 28, 1922, relative to the condition of Dagmar avenue, 19th, Ward.

Which was read

Mr. Garland moved.

That the petitioner be granted a hearing on Wednesday, June 28, 1922, at 2:00 o'clock P. M.

Which motion prevailed.

Also

No. 1004. Communication from Margaret M. Knowlan, et al., asking for a hearing relative to her complaint of June 2nd, 1922, about cleaning and dyeing establishment at No. 26 Wooster street.

Which was read.

Mr. Garland moved

That the petitioners be granted a hearing on Wednesday, June 28, 1922, at 2:00 o'clock, P. M.

Which motion prevailed.

Also

No. 1005. Communication from Dr. G. W. Gerwig, Secretary, Board of Public Education advising that the Resolution adopted by Council at the meeting on Monday, June 19th, 1922, requesting the opening of a Swimming Pool at the old First Ward School, North Side, was referred to the Committee on Finance and Administration.

Which was read

Mr. McArdle moved

That the Communication be received and filed.

Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Borland presented

No. 1006. Report of the Committee on Public Service and Surveys for June 13th, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also

Bill No. 896. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with the Pennsylvania Railroad Company for the reconstruction of the bridge at South Second street over Carson Street East, and providing for the provisions thereof and for the payment of same."

In Public Service and Surveys Committee, June 13th, 1922, read and ordered returned to council with an affirmative recommendation, subject to report from the Law Department.

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Borland also presented

No. 1007.

City of Pittsburgh, Penna.,

June 26, 1922.

Department of Law

To the President and Members of Council.

Gentlemen:—

In reply to your letter of June 14, 1922, in reference to Bill No. 896, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with the Pennsylvania Railroad Company for the reconstruction of the bridge at South Second street over Carson Street East, and providing for the provisions thereof and for the payment of same," asking for an opinion as to whether the Pennsylvania Railroad Company could, in the future, collect claims from the City by reason of the reconstruction of said bridge, I report as follows.

On December 19, 1891, the City of Pittsburgh approved Ordinance No. 420, as recorded in Ordinance Book Vol.

8, Page 171, granting the Pennsylvania Railroad Co. the right to construct an overhead bridge across Carson street between South First and South Second streets. This ordinance specifically stipulates that said bridge "shall be constructed and maintained so as not to obstruct the free use of the public highways of said City for all proper uses."

In accordance with the general law on the subject, I am of the opinion that the City of Pittsburgh will not be liable for any claims that the Railroad Company may subsequently present because of the reconstruction of this bridge.

Respectfully yours,

Richard W. Martin.

City Solicitor.

Which was read, and on motion of Mr. Borland, Received and filed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messers.

Borland

English

Garland

Herron

Malone

McArdle

Robertson

Winters (Pres.)

Ayes—8.

Nose—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

The Chair said:

Gentlemen, at the last meeting a committee was appointed to go to Washington with the County Commissioners to confer upon the subject of the Fortieth Street Bridge.

I believe the records should contain a report of the activities of that Committee. Therefore, I ask Mr. McArdle to make a report to Council.

Mr. McArdle arose and said:

Mr. President, Mr. Herron and myself attended the conference in the office of the Secretary of War at Washington, at which the County was represented by two Commissioners, Messrs. Gumbert and Houlehan, and their engineers and their solicitor; the Mayor was represented by Mr. Martin, City Solicitor.

The subject-matter of the conference was the proposal to have the United States Government give, at a nominal cost, sufficient of the Arsenal property upon which to build the approach to the projected Fortieth Street Bridge.

All that may be said of it is, that the conference held with Brigadier-General Carson, who was the Army Officer in charge of the disposition of the property the Government no longer requires, gave us a respectful and sympathetic hearing. He told us that he would take the matter under advisement and make his report to the Secretary of War in a short time. We do not know what his report will be, but we hope for action that will be satisfactory to the City and County, and that that action will take place soon so that the County may go ahead within a short time with their project, they making the representation to the Army Officer that they would be prepared within ten days to advertise for contracts for that bridge when this question was once settled.

The Chair said:

Mr. Herron, as a member of that committee, I would ask if you care to supplement Mr. McArdle's verbal report.

Mr. Herron arose and said:

Mr. President, Mr. McArdle has covered the ground pretty thoroughly. Of course, you understand the way they transact business in Washington. We were unable to see the Secretary of War. Brigadier-General Carson was the Army Officer in charge with whom we took the matter up, and he gave the representatives of the City and County a thorough hearing.

The City and County did not ask the Government to sell all the Arsenal property to them, but only a portion to be used as an approach to the Fortieth Street Bridge, and this portion we asked the Government to sell to us for the nominal sum of \$1.00. This property was appraised for \$67,000.00.

As Mr. McArdle said, the matter was taken under advisement by Brigadier-General Carson who advised that he would take the matter up shortly with the Secretary of War, and we will have to await the final disposition of the matter by the Secretary of War, and we feel confident that the Secretary of War will acquiesce in our request.

The Chair said:

"Would like Mr. Garland to make a report on the trip to Philadelphia, June 20th, with regard to the dedication of the ship 'PITTSBURGH'."

Mr. Garland arose and said:

Mr. President—"The City was represented by Mayor Magee, Mr. Winters, President of Council, and myself.

We saw the White Star Liner "Pittsburgh" which has gone into the transatlantic passenger service between Philadelphia, Queenstown and Liverpool. This steamship was launched in Belfast, Ireland, being built in the shipyards of Harlan & Wolff of that City; she was named there, this being her first trip to an American port, so that we helped to dedicate her on American soil in the presence of a large gathering of citizens of Pittsburgh and the Pittsburgh District. Mostly representatives of the White Star Company in this territory.

We had a delightful time on the boat; before during and after the banquet, and while the Mayors of Chester and Camden and other notables as well as some prominent Philadelphians were present. I might say frankly that we Pittsburghers were really the honored guests of the occasion.

At the Banquet Mayor Magee and President Winters, properly inspired, did themselves and their City credit by wonderful addresses.

We carry messages of greeting to the officers of the White Star Line and Captain Thomas Jones of the new ship from the old City of Pittsburgh.

We were informed by the officers that the new liner was called "Pittsburgh" in compliment to the large transportation business which the White Star Company has enjoyed in Western Pennsylvania and particularly the Pittsburgh District, the statement being made that this is their most fertile field for passenger business.

The ship is entirely modern in every respect; she registers 16,000 tons and has accommodations for 600 cabin passengers and 1700 third class, and is the largest vessel making the port of Philadelphia.

The "Pittsburgh's" engines are like the famous "Olympic's"—she burns oil, and has electrical installation, which not only provides power for electric light, elevators, wireless, and other purposes but the cooking is also done by electricity.

Your Committee believes that she is a credit and will continue to be a credit to the City of Pittsburgh after which she is called, and the Mayor, President of Council and the Chairman of Finance Committee obligated themselves to furnish a bronze tablet with the coat of arms of Pittsburgh thereon, suitably inscribed, to be placed in a proper location, and I, therefore, move, Mr. President, that a committee be appointed to carry out this plan.

Which motion prevailed.

The Chair appointed on the committee to carry out this plan Messrs. Garland, Borland and English.

MOTIONS AND RESOLUTIONS

Mr. Garland moved

That the Minutes of the proceedings of Council at a meeting held on Monday, June 19th, 1922, be approved.

Which motion prevailed.

Mr. Garland presented

No. 1008. WHEREAS, About a month ago, Director Finley promised Council, sitting as a committee, that the Negley Avenue Bridge would be opened forthwith to passenger auto-

mobile traffic; he believing that no danger would result therefrom; and

WHEREAS, Many people in the East End District are being put to considerable inconvenience by reason of said closing this being the only highway between Highland avenue and Aiken avenue connecting two important districts; Therefore, be it

RESOLVED, That Director Finley be requested to advise Council why said Negley Avenue Bridge is still closed to passenger automobile traffic, and advise him that it is the desire of Council that said highway be opened immediately.

Which was read.

Mr. Garland moved

The adoption of the resolution. Which motion prevailed.

Mr. Herron moved

That the Mayor be requested to direct the Director of the Department of Public Works to take the necessary steps to advertise for bids and award a contract for the grandstand at the Homewood Playgrounds at once.

Which motion prevailed.

And on motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Wednesday, July 5th, 1922.

No. 30.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERSPresident
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Wednesday, July 5th 1922.

Council met pursuant to the following call:

Pittsburgh, June 28th, 1922.

Mr. E. J. Martin,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Wednesday, July 5th, 1922, at 10 o'clock a. m., in accordance with motion adopted at a meeting of the Committee on Public Works held this day. This meeting to be held in lieu of the regular meeting of Monday, July 3rd, 1922, at 2 o'clock, p. m.

Yours respectfully,

Daniel Winters
Chairman.

Which was read, received and filed.

Present—Messrs.

Borland	Malone
English	McArdle
Garland	Winters, (Pres.)
Herron	

Absent—Messrs.

Anderson	Robertson
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PRESENTATIONS

Mr. Borland presented

No. 1009. An Ordinance fixing the width and position of the sidewalks and roadway, providing for slopes and parking, and establishing the grade of Bon Air avenue, from Camfield street to a point 250 feet west of Ambrose street.

Also

No. 1010. An Ordinance establishing the opening grades on City Way, Condor way, Fire way, Greenway Drive, Hodgson avenue, Justine street, Merryfield street, Midfield way, Northfield avenue, Shirley street and way, as laid out and proposed to be dedicated as legally opened highways by Charles F. Burke in his plan of lots called "City Acres" in the 28th Ward of the City of Pittsburgh.

Also

No. 1011. An Ordinance fixing the width and position of the sidewalks and roadway of Warrington avenue, from Arlington avenue to Haberman avenue.

Also

No. 1012. An Ordinance fixing the width and position of the sidewalks and roadway, providing for slopes and parking, and establishing the grade of Conniston avenue, from Bon Air avenue to Calle avenue.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. English presented

No. 1013. An Ordinance providing for the letting of a contract or contracts for the furnishing of five (5) more or less automobiles for the Department of Mayor, Bureau of Municipal Garage & Repair Shop.

Also

No. 1014. An Ordinance providing for the letting of a contract or contracts for the furnishing of four (4) more or less automobiles for the Department of Public Safety, Bureau of Fire.

Also

No. 1015. An Ordinance providing for the making of a contract for the purchase of one (1) motor truck from the Autocar Sales and Service Company.

Also

No. 1016. An Ordinance providing for the making of a contract or contracts for the purchase of water meters and water meter fittings.

Which were severally read and referred to the Committee on Finance.

Mr. Malone presented.

No. 1017. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the repaving of Milwaukee street, from Herron avenue to Jefferson street, and providing for the payment of the costs thereof.

Also

No. 1018. An Ordinance authorizing and directing the construction of a public sewer on Rutherford avenue and Wentworth avenue, from the existing sewer on Rutherford avenue south of Wentworth avenue to the existing sewer on Belasco avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1019. An Ordinance authorizing and directing the construction of a public sewer on the south sidewalk of Douglas street, from a point about 445 feet east of Shady avenue to the existing sewer on the north sidewalk of Douglas street at a point about 610 feet east of Shady avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1020. An Ordinance authorizing and directing the construction of public sewers on the southwest sidewalk and on the northeast sidewalk of Edgerton avenue, from points about 100 feet southeast of

South Dallas avenue, and about 140 feet southeast of Bucknell street respectively, to the existing sewer on South Murtland avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1021. An Ordinance authorizing and directing the construction of a public sewer on Bernard street, from a point about 15 feet west of Etta street to the existing sewer on Bernard street, west of Aline street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1022. An Ordinance authorizing and directing the construction of a public sewer on the south sidewalk of Coast avenue, from a point about 170 feet west of Broadway, to the existing sewer on Rutherford avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1023. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the improvement of the drainage system in the area bounded by Bedford avenue, Cassett street, Ledlie street and Crescent street, and providing for the payment of the cost thereof.

Which were severally read and referred to the Committee on Public Works.

Also

No. 1024. An Ordinance re-establishing the grade of Pemberton street, from Wapello street to Wickshire street.

Also

No. 1025. An Ordinance requiring all public service corporations or other persons occupying Warrington avenue, from Brownsville avenue to Haberman avenue, for furnishing electric light, heat or power to the public, or operating telegraph or telephone lines, to place their wires and cables underground and removing all overhead structures thereon, and prescribing regulations therefor and reserving to the City of Pittsburgh cer-

tain rights in said underground system, to be constructed under the provisions of this ordinance.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 1026. Resolution authorizing and directing the City Controller to transfer the sum of \$44,000.00 from Code Account No. 1755, Supplies, Mechanical Division, Bureau of Water, to Code Account No. 1590, E, Streets, General Repaving, Bureau of Engineering.

Which was read and referred to the Committee on Finance.

Mr. McArdle presented

No. 1027. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Barnett Davis on account of charge for water in the sum of \$21.77, being 50 per cent. of the excess meter rate over the former flat rate on premises at 2028-34 Rose street, Fifth Ward.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 1028. An Ordinance authorizing the placing of policies of fire and lightning insurance on the North Side Market House, and prescribing the date of expiration of same.

Also

No. 1029. Communication from Herman Stratman asking for hearing before Council relative to delinquent taxes remaining unpaid against St. John's General Hospital.

Which were read and referred to the Committee on Finance.

Also

No. 1030. Communication from M. V. Murphy complaining of insufficient sewerage facilities in the Hamilton avenue district, 13th Ward.

Also

No. 1031. Communication from Mrs. M. Smith complaining of condition of the sewer in the rear of her property at 5339 Broad street.

Also

No. 1032. Communication from Payne Bros. Company, Inc., relative to the condition of South 21st Street, from Josephine street to Sankey's Brick Yard.

Also

No. 1033. Communication from Hattie Wills complaining of inadequate sewerage conditions in the Homewood District in and around Hamilton avenue.

Also

No. 1034. Communication from John F. Haller asking for hearing relative to the opening of Ferree street, 14th Ward.

Also

No. 1035. Petition for the improvement of South Negley avenue, from Wilkins avenue to Northumberland street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 1036. Remonstrance against the change of name of Oakwood road, between Oakwood bridge to Madison avenue, to Harvey street.

Also

No. 1037. Protest of Property Owners in the matter of the proposed opening of Chesney way, 4th Ward, City.

Also

No. 1038. Communication from Maurice Chaitkin asking for a hearing on the ordinance establishing the grade of Pemberton street, 27th Ward.

Also

No. 1039. Communication of property owners for the establishment of a grade on Chesney way, from Center avenue to Bayard street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 1040. Communication from Saratoga Council, No. 262, Fraternal Patriotic Americans, relative to desecration of the Sabbath Day by unnecessary noises and gambling on the streets.

Which was read and referred to the Committee on Public Safety.

Also

No. 1041. Report of the Department of Public Works on Bill No. 1008, Resolution requesting the re-opening of the Negley Avenue Bridge to traffic, stating that the bridge has been re-opened to passenger automobile traffic.

Which was read, and on motion of Mr. McArdle, received and filed.

REPORTS OF COMMITTEES

Mr. English (for Mr. Garland) presented

No. 1042. Report of the Committee on Finance for June 27, 1922, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed. Also, with an affirmative recommendation

Bill No. 917. An Ordinance entitled, "An Ordinance authorizing the transfer of the sum of \$74,000.00 from Bond Fund Appropriation No. 194-D, Brownsville Avenue Improvement, to the General Fund, 'Street Improvement Bonds', Bond Fund Appropriation No. 194."

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

The Chair said:

I desire to be recorded as voting No on this ordinance. I want to say that this improvement is a year behind time of completion. Two or three times transfers of sums have been taken from the original set up, and I would rather wait until the improvement is completed before any money is taken from the fund.

Mr. McArdle arose and said:

Mr. President, I would like to say in that connection in supporting the bill to make this transfer that I am doing it upon the information that we have from the Department of Public Works that all work contracted for in connection with the Brownsville Improvement or work contemplated to be done under that contract, is adequately provided for after this transfer is made, and that this transfer is merely the balance of \$125,000, that we originally contemplated transferring from this fund to make up the street repaving schedule which we agreed to in committee many weeks ago.

Mr. English arose and said:

Mr. President, having been the sponsor for the original appropriation for Brownsville avenue out of the street improvement bond in which I personally endeavored to see that enough money would be set aside out

of the \$1,400,000 street improvement bonds, so that Brownsville avenue would be properly taken care of, I think it is only fair, after having done everything we could to improve Brownsville avenue, particularly in view of all the negotiations and disturbances we had with the Pittsburgh Railways Company, that the Director has assured us in the second clause that there will be funds remaining in this appropriation after the completion of the improvement, it is certainly unfair to deprive any other community of a repaving by refusing to transfer this money. After having voted to do all I could for Brownsville avenue, and that improvement is under way, I think it is only fair to provide the balance for some other improvement.

And the bill as read a second time was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
English
Herron

Malone
McArdle

Noes—Mr. Winters, (Pres.)

Ayes—5.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 924. An Ordinance entitled, "An Ordinance amending lines 33 and 35, Department of Public Works, Division of Design, of Ordinance No. 23, entitled, 'An Ordinance fixing the number of officers and employees of the Bureau of Engineering, Department of Public Works, City of Pittsburgh, and the rate of compensation thereof,' approved February 15, 1922."

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 976. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of 'Sewer Bonds, 1922', Bond Fund No. 236, the sum of Ten thousand dollars (\$10,000.00) for the payment of Engineering expenses, including salaries, wages, supplies, equipment, materials and miscellaneous services entailed by the Bureau of Engineering, Department of Public Works, in prosecuting the Improvements contemplated in issue of said bonds."

Which was read.

Mr. English moved

a suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 979. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds

of the 'Beechwood Boulevard Bridge Bonds', 1919, Bond Fund No. 212, the additional sum of Five thousand (\$5,000.00) dollars for the payment of engineering expenses, including salaries, wages, supplies, equipment, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 980. An Ordinance entitled, "An Ordinance appropriating and setting aside an additional sum of Seven thousand (\$7,000.00) dollars from Bond Fund Appropriation No. 215, 'Negley Run Sewer Bonds' for the payment of the cost of certain additional work in connection with the construction of a relief sewer in the Negley Run Drainage Basin, for the Homewood and Brushton Districts, under the terms of contract No. 5464, Mayor's Office File No. 28, entered into March 17th, 1921, with Christ Donatelli."

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 806. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a retaining wall on the southerly line of Snyder street, between Sedan street and Irwin avenue, and in the rear of the property of F. D. Murray, 2469 Charles street, and providing for the payment of the costs thereof."

In Finance Committee, June 27, 1922, read and amended in section 2, by inserting in the blank space the words "1589, Retaining Wall Schedule", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. English moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in committee and agreed to by council, was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 986. Resolution authorizing the issuing of a warrant in favor of Booth and Flinn, Ltd., for the sum of \$2,168.26, and charging the same to Appropriation No. 203, Water Bonds, Series "A", 1919, said amount being full payment for labor and material furnished incident to the laying of a 6-inch cast iron water pipe line on the Boulevard of the Allies and Seneca street, between Gist and Tustin street, from February 22, 1922, to March 3rd, 1922.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 987. Resolution authorizing the issuing of a warrant in favor of Booth & Flinn, Ltd., for the sum of \$281.76, for extra work done on contract for the reconstruction of Center Avenue Bridge, Contract No. 3, and charging same to Code Account 204, Bond Issue, 1919.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third times, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 660. Resolution authorizing the issuing of warrants in favor of the following district commissioners of the Bureau of Police for monies expended by them in securing evidence against violators of the law, to-wit:

Schedule	Amount	Approp. No.
J. P. Clancey	\$ 7.50	42
John J. Ford	30.50	42
William J. Kane	66.95	42

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 936. Resolution authorizing the issuing of a warrant in favor of John A. Gaibreath for the sum of \$79.20, extra work on the contract for the installation of plumbing system in the Riverview Park Bath House, and charging same to Contract No. 1256, Code Account No. 201, Playground Improvement Bonds.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 920. Resolution authorizing the issuing of warrants in favor of the following, refunding taxes paid on excessive assessment on property in the following wards:

William E. Harmon,	14th Ward	\$ 6.20
Realty Security	1st Ward	55.50
Frank E. Willson	14th Ward	23.52
Alexander Willson	14th Ward	14.12
Samuel A. Purvis	27th Ward	10.00
Frank Wilbur Main	4th Ward	24.00

and charging the same to Appropriation No. 41, Refunding Taxes and Water Rents.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 985. Resolution authorizing the issuing of a warrant in favor of Jas. H. McQuade & Sons Company for the sum of \$1,038.00, and charging same to Appropriation No. 203, Water Bonds, Series "A", 1919, the said amount being full payment for labor furnished incident to the relaying of 348.10 feet 16-inch cast iron water pipe line at \$2.95 per lineal foot, and the excavating of 11.1 feet

of trench for fire hydrant connection at \$1.00 per lineal foot on West Carson Street near Wabash Railroad Bridge from May 25th, 1922, to June 4th, 1922.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Eorland

English

Herron

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 984. Resolution authorizing the issuing of a warrant in favor of M. O'Herron Company for the sum of \$970.93, and charging same to Appropriation No. 203, Water Bonds, Series "A", 1919, the said amount being full payment for labor furnished incident to laying of 346.76 feet of 24-inch cast iron water pipe at \$2.80 per lineal foot, on Forbes street at intersection of Boulevard of Allies, from April 19th, 1922, to April 30th, 1922.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Eorland

English

Herron

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 983. Resolution authorizing the issuing of a warrant in favor of the Pitt Construction Company for the sum of \$355.70, for extra work done on contract for the reconstruction of the Island Avenue Bridge (over Ft. Wayne and Chicago Railroad) Contract No. 2, and charging same to Code Account 219, Bond Issue 1919.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Eorland

English

Herron

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 923. Resolution authorizing the adjustment of the account of the Equitable Gas Company and the Allegheny Heating Company against the City of Pittsburgh, and the payment thereof through the application of proper credits to the account between the City of Pittsburgh and the Duquesne Light Company for the purchase of the North Side Lighting Plant.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Borland

English

Herron

Ayes—6.

Noes—None.

Malone

McArdle

Winters (Pres.)

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 981. Resolution authorizing and directing the Mayor to execute and deliver a deed to Martina J. Rea upon the payment of \$100.00, for a certain tract or piece of ground in the 24th Ward, Pittsburgh, Pa., bounded and described as follows:

Beginning at the corner of John Hoehle 40 feet south of Fountain street; thence 24 feet, more or less, to a point on land of Reed; thence along the same parallel with Quarry street 14 feet; thence towards Quarry street 55 feet 6½ inches; thence at right angles with Quarry street 195 feet, more or less, to lot of Hoehle aforesaid; thence by same 25 feet to the place of beginning.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Forland	Malone
English	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 1043. Report of the Committee on Public Works for June 28th, 1922, transmitting sundry ordinances and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 937. Resolution authorizing the issuing of a warrant in favor of the Sargent Electric Company for the sum of \$794.37 for extra work in connection with the installation of the lighting system in the North Side Market House, and charging same to Contract No. 1246, Code Account No. 1697 "G", Structural and Non-Structural Improvement, North Side Market, Bureau of City Property.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Forland	Malone
English	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 988. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Work to advertise for proposals and to award a contract or contracts for the repaving of Hamilton avenue, from Fifth avenue to North Braddock avenue, and providing for the payment of the cost thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Forland	Malone
English	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 993. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving of East street, from Royal street to Milroy street, and providing for the payment of the cost thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland
English
Herron

Malone
McArdle
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 928. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Kamin street, from Murdoch street to Wendover street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland
English
Herron

Malone
McArdle
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 992. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Biggs avenue and Rising Main avenue, from a point about 30 feet south of Pedder way to the existing sewer on Meadville street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland
English
Herron

Malone
McArdle
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 974. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the private property of B. and K. Griebel, Columbus street and Spring Garden avenue (formerly Spring Garden Borough), from the existing run on the private property of B. and K. Griebel at a point about 20 feet north of Columbus street to the existing sewer on the west sidewalk of Spring Garden avenue and private

property of Albert J. Brahm, at a point about 120 feet north of Quarry street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland
English
Herron

Malone
McArdle
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 932. An Ordinance entitled, "An Ordinance authorizing and directing the construction of public sewers on the north and south sidewalks of Smith way, from points about 480 feet and 410 feet respectively west of Westwood street to the existing sewer on the north and south sidewalks of Smith way, at points about 250 feet west of Westwood street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland
English
Herron

Malone
McArdle
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 931. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Ira way and private property of J. M. Clark, from the crown west of Shady avenue to the existing sewers on the west sidewalk of Shady avenue and on Saline street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland
English
Herron

Malone
McArdle
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 930. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Blanton street and Minnesota street, from a point about 15 feet east of Russett way to the existing sewer on Minnesota street north of Blanton street, and providing that the costs, damages and expenses

of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension on of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 929. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the west sidewalk and on the roadway of Park View avenue, from a point about 250 feet north of Wilmot street to the existing sewer on Park View avenue south of Wilmot street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 918. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the roadway and on the southeast sidewalk of Broadhead Fording Road (formerly Chartiers Township), from a point about 190 feet northeast of Catherine street to the existing sewer on Broadhead Fording Road at a point about 20 feet southwest of Linwood avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Eorland	Malone
English	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 635. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Wickline Lane (that portion situated within the City of Pittsburgh), from Spring Garden avenue to Cowley street, and providing that the costs, damages and expenses of the

name be assessed against and collected from property specially benefited thereby."

Which was read.

(This being an ordinance under the act of 1895, requiring a three-fourths vote of council for final passage, and there being but six members present, the bill was laid over.)

Mr. Borland presented

No. 1044. Report of the Committee on Public Service and Surveys for June 27th, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also

Bill No. 856. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works, for and on behalf of the City of Pittsburgh, to enter into a contract with the Pennsylvania Railroad Company for the purpose of abolishing existing grade crossings at Madison avenue, Chestnut street and Heinz street, and the overhead grade crossing at Pindham street; the necessary changes in the grade of the existing streets; the relocation of North Canal street, from Chestnut street westwardly, for the purpose of providing additional tracks for said Railroad Company; for the construction of necessary overhead structures, and all other changes incident thereto, and providing for the payment of the costs thereof."

In Public Service and Surveys Committee, June 27 1922, Read and amended in paragraph seven, as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Borland moved

That the amendment of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
English
Herron

Malone
McArdle
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Borland also presented

No. 1045. Report of the Committee on Public Service and Surveys for June 28, 1922, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 969. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway and establishing the grade of Alexis street, from Saline street to Four Mile Run Road."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
English
Herron

Malone
McArdle
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 970. An Ordinance entitled, "An Ordinance establishing the grade of Four Mile Run Road, from Saline street to Alexis street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 212. An Ordinance entitled, "An Ordinance vacating Hemp way, in the 22nd Ward of the City of Pittsburgh, from Whig way to its westerly terminus, as laid out in Alexander Semple's Plan of Lots and recorded in the Recorder's Office of Allegheny County in Deed Book, volume 54, page 197."

In Public Service and Surveys Committee, April 12, 1922, Read and amended as shown in red, and as amended ordered returned to council with an affirmative recommendation, and the petitioners notified of the action taken.

In Public Service and Surveys Committee, May 9, 1922, Vote reconsidered by which the bill was returned to council with an affirmative recommendation, and the petitioners informed that the Council will not make a lease for the property included within the lines of Hemp way.

In Public Service and Surveys Committee, June 28, 1922, ordered returned to council with an affirmative recommendation.

Which was read

Mr. Borland moved

That the amendment of the Public Service and Surveys Committee of April 12, 1922, be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle (for Mr. Robertson presented

No. 1046. Report of the Committee on Filtration and Water for June 28, 1922, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 940. An Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with W. Frank Bingler, whereby the said W. Frank Bingler shall give license, privilege and right of way to lay and maintain a city water main extending through his land in the Fourteenth ward."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Forland	Malone
English	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 941. An Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with W. E. Hamnett, whereby the said W. E. Hamnett shall give license, privilege and right of way to lay and maintain a city water main extending through his land in the Fourteenth ward."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Forland	Malone
English	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Garland appeared at this time, and was recorded as being present.

MOTIONS AND RESOLUTIONS

Mr. Malone presented

No. 1047. Resolution requesting the Mayor to have the City architect prepare sketches of a building, to be located on land now occupied by the North Side City Hall, to house the central police station, the Central Po-

lice, Court the Morals Court, the Traffic Court, and four engine houses and patrol station, said building to show such architectural design that it will reflect credit upon the City and the North Side, with an estimate of the cost of complete structure.

Which was read.

Mr. Malone moved

The adoption of the resolution.

Mr. Malone arose and said:

Mr. President, in presenting and asking the adoption of this resolution I do so with the knowledge that some officials of the City will say that the North Side is too far from the downtown section, but with your indulgence, I will cite a few facts concerning distances, adaptability of location, economy and civic pride. The distance from the North Side City Hall to this building (City-County Building) is 1-3/10 miles, to Sixth street and Penn avenue, 3/4 of a mile, to Sixth avenue and Grant street, 1-3/10 miles, to Eleventh street and Liberty avenue, 1-2/10 miles, to Sixth avenue and Forbes street, 1-5/10 miles, to Water and Smithfield street, 1-3/10 miles, to Second avenue and Market street 1 mile.

A patrol wagon can travel to any one of these points in from 3 to 6 minutes.

Street cars passing the North Side City Hall will take passengers to most any point downtown in 5 to 12 minutes.

People who have business with police courts and members of the department do not all live in one section of the city, and no matter where the station and courts are located they cannot be convenient to everybody and the location mentioned is as close to the centre of the city as is any other.

It surely is an ideal place surrounded by other public buildings a large open square, and wide streets, and don't overlook the fact that wide streets are a necessity now, and will be more so in the future, near police courts and fire engine and truck houses. The new motor engines and large ladder trucks need wide streets in front of the houses, so they can get in and out. Wide streets will be necessary near the police courts, especially where hearings are given to persons who violate the traffic laws. Nearly all these people place forfeits for hearings, or they are given a summons to appear for hearing, and usually they go to the police court in

their machine, and if the police court is located on a narrow or largely congested street, they will make that community more congested and liable to another arrest. The North Side streets can take care of this condition for many years to come.

The four fire engine and truck companies and the patrol mentioned can all be provided for in a building on this site, the properties they now occupy can be sold, and the district they serve will be given proper protection from the proposed building. One of these companies is only 3/10 of a mile—a second is 5/10—the third 5/10 and the fourth 7/10; in fact, if you will make a trip around the four, ending at the one you started from, you will find the outside circle is 2-8/10 miles, with the North Side City Hall in between all of them. Then you would find a company 1 mile to the north, another 9/10 of a mile to the west, another 1-1/10 miles to the southeast and another 1-5/10 miles to the northeast. This would cover territory without any decrease in protection and efficiency.

A modern municipal building on this site would be a credit to our city; it would have a tendency to inspire the people on that side of the river to construct new buildings; it would let the people of the North Side know that they are a part of Pittsburgh.

Gentlemen, we can do several things if we pass this resolution; we can if we decide to accept the sketches and estimates, put up a building that will take care of all the activities mentioned, and in addition, there are several bureaus and divisions in this building that might eventually go over there. You might if you wish and have the room, have a large public meeting hall on the top floor and above all you eliminate a building that at present is an eyesore to the people and put in its place a building that will inspire the civic pride and take care of the demands of the present and for a long time in the future.

Mr. McArdle arose and said:

Mr. President, I just want to say that I would not care to vote for this resolution in its present form, because I am not ready to commit myself to the housing of the police activities on the North Side that are now located in the Public Safety Building. I would be glad to bring up some action for the development of the building already proposed over

there, and I would like to have an opportunity for the further development of the projects mentioned in Mr. Malone's resolution, but would not like to commit myself to them now.

Mr. Malone arose and said:

Mr. President, there is nothing in the resolution which would bind any member of Council to the fact that he is going to do this. This resolution simply calls for sketches. I do not even go so far as to call for the development of plans, because the preparation of plans takes time and money. Our architect, with his knowledge, would be able to give us, within a reasonable time, sketches of a building to house the activities named in the resolution, and an estimate of the cost. There is nothing in the resolution indicating that the City is going to move all the police activities over there. We agreed to turn over the Public Safety Building to the Philadelphia Company within a year, and if we do not move quickly, we will have no place into which to move the activities now housed in the Public Safety Building.

Mr. Herron arose and said:

Mr. President, we have had several conference with the Mayor and the Director of the Department of Public Safety and his bureau superintendents relative to taking care of the activities now housed in the Public Safety Building and investigations have been made as to whether these activities could not be housed in a portion of the County Jail, and Mr. Brennen, the City Architect, was authorized to prepare plans for a combination police station and engine house on the North Side and also plans for the housing of the Public Safety activities in the Seventh Avenue Engine House. In this connection several other things were talked of and considered.

It seems to me that Mr. Malone's resolution should properly go to committee to be thrashed out. If the argument he advances meets with the approval of the people on the North Side, that would be fine. I had a talk with an influential man living on the North Side and he suggested that instead of keeping the park adjoining Boggs & Buhl's in its present position it be moved over to the site of the old City Hall, and the proposed North Side City Hall be built there. This would transform the property over there and then you would have the park in front of the North Side Carnegie Library and in front of the

Post Office Building and would be surrounded by public buildings, and would not be used as a parking place for automobiles.

Therefore, in view of the different opinions regarding the use to which the old City Hall property on the North Side should be put to, and in view of the fact that our architect is preparing plans for a new central police station. I believe it would be best to refer this resolution to committee where it can be thoroughly discussed.

Mr. Malone arose and said:

Mr. President, I have no objections to referring this resolution to committee for consideration.

Mr. Malone moved

That the resolution be referred to the Committee on Finance.

Which motion prevailed.

Also

No. 1048. Whereas, the Mayor and Council have agreed to sell the Public Safety Building and other city property on Sixth avenue and Cherry way, and have also agreed to turn over these properties to the purchaser about May 1st, 1923; and

Whereas, to do this it will be necessary to move the Fire Alarm System now located in the Public Safety Building; and

Whereas, the time allotted for the installation of a system after a contract is awarded is estimated at from ten (10) to fourteen (14) months; and

Whereas, the money is now available for this contract; Therefore, be it

Resolved, That the Mayor and the Director of the Department of Public Safety be requested to advertise for bids and award a contract for a new Fire Alarm System to be installed in the quarters set aside for same in the City-County building.

Which was read.

Mr. Malone moved

The adoption of the resolution.

Mr. Malone arose and said:

Mr. President, that is in line with the other resolution. My whole thought is to try to move this fire alarm system into the new headquarters in the City-County Building as soon as possible. We agreed in committee practically three months ago to sell this building to the Philadelphia Company and nothing has been done since to move the fire alarm system now

housed in the Public Safety building to this building. I believe some action should be taken at once to install the new fire alarm system. The money is already provided for, and I believe if it is going to take as long as they claim it will to install it they should get busy and have this system installed before the expiration of the time to move out of the Public Safety Building.

Mr. Herron arose and said:

Mr. President, we are going to confer with the Mayor on this subject as well as other subjects, and it seems to me that we ought to go into these conference with our hands untied and use our judgment against that of the engineer in charge of this work, and this too might well be laid over and discussed. We heard it discussed so many times and we heard so many angles of it, that it is unnecessary for me to go into details. We are told that an electric storm might put the service out of commission, and we are told that the installation of a new system will be very expensive. It is a proper subject for discussion in conference.

Mr. Malone arose and said:

This subject, Mr. President, is entirely different than the subject contained in the resolution just read and referred to committee. It is definitely understood that the new fire alarm office will be located in the City-County Building, and it is definitely understood that there is sufficient money to pay for the apparatus, and this resolution is merely a recommendation to the department to submit ordinances to Council for authority to purchase and install this system.

Mr. McArdle arose and said:

Mr. President, as I understand the situation, this resolution would be merely a recommendation for action. This does not give authority to do so and so, but merely requests the preparation and presentation of a contract ordinance to Council. This differs from the other resolution; this system must be moved and we have provided the place for it. What we want now is not to have it delayed by the Department of Public Safety.

The Chair said:

I might say that Mr. McArdle expressed my view. It is merely a recommendation for action. We must move the fire alarm system out of the Public Safety Building, and I therefore support the resolution.

And the question recurring on the adoption of the resolution.

The motion prevailed.

Mr. McArdle presented

No. 1049. Resolution requesting the Mayor to return to Council, without action thereon, for further consideration, Bill No. 888, entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of three (3), more or less, horses for the Bureau of Police."

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned, without action thereon,

Bill No. 888. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of three (3), more or less, horses for the Bureau of Police."

In Council, June 19th, 1922, Rule suspended, bill read three times and finally passed.

Which was read.

Mr. McArdle moved

To reconsider the vote by which the bill was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the bill be read a second and third times and finally passed?"

The motion did not prevail.

Mr. McArdle moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. English moved

That the Minutes of the proceedings of Council, at a meeting held on Monday, June 26th, 1922, be approved.

Which motion prevailed.

Mr. Malone called up

Bill No. 635. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Wickline Lane (that por-

tion situated within the City of Pittsburgh), from Spring Garden avenue to Cowley street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

In Council, this day, Bill read.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
English
Garland
Herron

Malone
McArdle
Winters (Pres.)

Ayes—7.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Malone (at the request of the City Controller) presented

No. 1050. Resolution authorizing the issuing of warrants in favor of the Treasurer of the State of Pennsylvania for all fines belonging to the State collected by the Police Magistrates of the City of Pittsburgh from automobile owners and drivers for violating the motor vehicle laws of Pennsylvania and paid into the City Treasury during the year 1922.

Also

No. 1051. Resolution authorizing the issuing of a warrant in favor of the Valley Camp Coal Company in the sum of \$934.15, the amount penalized said company for the months of April and May, and charging the same to Code Account No. 1755, Supplies, Mechanical Division, Bureau of Water, and authorizing and directing the Di-

rector of the Department of Public Works to discontinue enforcing the penalty for excess moisture and ash so long as the miners' strike continues.

Which were read and referred to the Committee on Finance.

Mr. English presented

No. 1052. Communication from A. M. Smith, of 324 Minton street, complaining of the condition of Minton street, at the fill between Stafford and Sacramento streets.

Also

No. 1053. Communication from The Vitro Mfg. Co. complaining of inadequate drainage facilities on Oliffe street.

Which were read and referred to the Committee on Public Works.

Mr. Garland presented

No. 1054. An Ordinance empowering the Mayor and the Director of the Department of Public Works to enter into, execute and contract with, and deliver the same to Pittsburgh Wharf and Terminal Company, sub-

leasing to said Company for use in conducting the business of a public wharf, a portion of the property leased to the City by the Western Pennsylvania Exposition Society on Duquesne way, fixing the rental under said lease, and fixing other terms and conditions of said contract of lease.

Which was read and referred to the Committee on Finance.

Mr. McArdle presented

No. 1055. Resolution authorizing and directing the City Controller to transfer the sum of \$1,100.00 from Code Account No. 1048, Salaries regular employees, Transit Commission, to Code Account 1096, Supplies, Department of Assessors, and the sum of \$660.00 from Code Account 1093, Salaries regular employees, Department of Assessors, to Code Account No. 1094, Salaries, Temporary employees, Department of Assessors.

Which was read and referred to the Committee on Finance.

And on motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, July 10th, 1922.

No. 31.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,
Monday, July 10, 1922.

Council met.

Present—Messrs.

Borland	Herron
English	Malone
Garland	McArdle

Absent—Messrs.

Anderson Winters (Pres.)
Robertson (on account of illness)

In the absence of Mr. Winters, Mr. English moved that Mr. Herron be elected Chairman, Pro tem.

Which motion prevailed.

PRESENTATIONS

Mr. Borland presented

No. 1056. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into an agreement for and on behalf of the City of Pittsburgh with the Joseph Horne Company providing for the repaving of certain portions of Stanwix street and Duquesne way, and providing for the payment of the cost thereof.

Also

No. 1057. Communication from the Joseph Horne Company accepting the terms of the ordinance providing for the repaving of portion of Duquesne Way and Stanwix street.

Which were read and referred to the Committee on Public Works.

Also

No. 1058. Resolution authorizing the issuing of a warrant in favor of the Animal Rescue League of Pittsburgh for the sum of \$1,164.33 covering work done during the month of June, 1922, and charging same to Code Account No. 1460, Bureau of Police.

Which was read and referred to the Committee on Public Safety.

Mr. English presented

No. 1059. Resolution authorizing the issuing of a warrant in favor of Mary B. Dunbar in the sum of \$156.22, on account of refunding city taxes paid by her on property situated in the 28th Ward which is to be used for playgrounds, and charging same to Appropriation No. 41, Refunding Taxes and Water Rents.

Also

No. 1060. An Ordinance authorizing the Director of the Department of Public Safety of the City of Pittsburgh to proceed to condemn the property of Vincent DeLuca, situate in the 2nd Ward of the City of Pittsburgh, for the purpose of erecting a public police station.

Also

No. 1061. Communication from Mrs. B. M. Keever asking to be reimbursed in the sum of \$63.50 for damages to household goods by reason of backing of sewer on Wabash avenue into her property.

Also

No. 1062. An Ordinance providing for the letting of a contract or contracts for the erection of a building on property adjoining No. 3 Engine House on Webster avenue between Chatham and Washington streets for a central police station with proper police court facilities.

Also

No. 1063. An Ordinance providing for the letting of a contract or contracts for alterations, repairs and remodeling at Engine House No. 3 on Webster avenue between Chatham and Washington streets for the purpose of providing a Central Police Station in the Bureau of Police.

Which were severally read and referred to the Committee on Finance.

Also

No. 1064. Communication from A. M. Imbrie, attorney-at-law, complaining of overloading of motor trucks and the damage they are doing to the streets.

Which was read and referred to the Committee on Public Safety.

Mr. Garland presented

No. 1065. An Ordinance authorizing the Mayor of the City of Pittsburgh to enter into an agreement with Mortimer B. Leshner, for the sale of the Montrose Pumping Station property.

Also

No. 1066. An Ordinance authorizing the Mayor of the City of Pittsburgh to sell the Montrose Pumping Station property unto Mortimer B. Leshner, subject to the litigation now on said property.

Also

No. 1067. An Ordinance appropriating and setting aside from the Boulevard of the Allies Improvement Bonds, Bond Fund Appropriation No. 207, an additional sum of Thirty thousand (\$30,000.00) dollars, for the payment of the cost of completing the grading, regrading, paving, repaving, curbing, recurbing, the construction of approaches and viaducts thereon, and otherwise improving the Boulevard of the Allies, from Grant street to Gist street, and from a point 346.96 feet east of Seneca street to Craft avenue, and the grading, regrading, paving, repaving, curbing, recurbing, and otherwise improving of the streets and avenue affected thereby.

Also

No. 1068. Resolution authorizing and directing the City Controller to transfer the sum of \$50,000.00 from the amount authorized for the payment of the cost of contract for the improvement of the Boulevard of the Allies Bond Fund Appropriation No. 207, to the Appropriation for the payment of the cost for the completion of Contract No. 5656, Mayor's Office File 289, entered into with the Thomas Cronin Company for the grading, regrading, etc., and otherwise improving the Boulevard of the Allies, from a point 215.12 feet east of the east line of Shingiss street to the east line of Gist street, and authorizing and directing the Mayor and the City Controller respectively to issue and countersign warrants drawn on said fund for the payment of the cost of completing said contract.

Also

No. 1069. Resolution authorizing and directing the City Controller to transfer the sum of \$1,500.00 from Code Account No. 42, item "City's Share of the cost of constructing a foot bridge on line of McFadden street over Pennsylvania Railroad and East Ohio street" and to credit same as an additional sum for the payment of the cost of a contract or contracts for the construction of a foot bridge over East Ohio street on line of McFadden street, as authorized by the terms of Ordinance No. 193, approved June 22, 1922, and authorizing and directing the Mayor and the Controller, respectively, to issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Also

No. 1070. Resolution authorizing and directing the City Controller to transfer the sum of \$500.00 from Code Account No. 1516-F, Equipment, Photographic Division, Department of Public Works, to Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering.

Also

No. 1071. Resolution authorizing the issuing of warrants in favor of District Commissioners Charles Faulkner and John J. Ford for \$46.50 and \$17.15 respectively to reimburse them for money expended by them in securing evidence against violations of the law, and charging same to Appropriation No. 42.

Also

No. 1072. Resolution authorizing the issuing of warrants in favor

of the following named persons:—John Dewar for \$22.40; Wladyslaw Figwiski for \$12.20; Wm. M. King, for \$35.28; Frederick A. Klass for \$8.40; Antonio Lavorgna for \$29.20; Walton Mitchell for \$9.41; Dennis Rowan for \$12.00, refunding city taxes paid on excessive assessments, and charging same to Appropriation No. 41, Refunding Taxes and Water Rents.

Which were severally read and referred to the Committee on Finance.

Mr Malone presented

No. 1073. An Ordinance amending a portion of Section 22, Board of Water Assessors, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law December 31st, 1921.

Which was read and referred to the Committee on Finance.

Also

No. 1074. An Ordinance fixing the rentals of storerooms, stalls and stands in the North Side Market House, and providing the regulations pertaining to said storerooms, stalls and stands.

Also

No. 1075. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making certain repairs to the Spahr Street Bridge over the Pennsylvania Railroad, the Millvale Avenue Bridge over the Pennsylvania Railroad, and the Schenley Park Bridge over the Pittsburgh Junction Railroad, and providing for the payment of the costs thereof.

Also

No. 1076. An Ordinance authorizing and directing the construction of a public sewer on Calvin street and Forty-fifth street, from a point about 100 feet east of Forty-fifth street to the existing sewer crossing Forty-fifth street at Colter street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1077. An Ordinance authorizing and directing the construction of a public sewer on Orchlee avenue, from the crown west of McClure ave-

nue to the existing sewer on Brighton road, with a branch sewer on the west sidewalk of Shadeland avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1078. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving of Smithfield street, from Water street to Liberty avenue, and providing for the payment of the cost thereof.

Also

No. 1079. An Ordinance opening Webster avenue, in the 5th Ward of the City of Pittsburgh, from a point 454.02 feet south of the second angle in the present northerly and easterly line of Webster avenue, east of Finland street to Blessing street, and providing that the costs, damages and expenses occasioned thereby and benefits to pay the same be assessed against and collected from properties benefited thereby, and fixing the width and position of the sidewalks and road way, providing for slopes and parking, and establishing the grade thereof between the above terminals.

Also

No. 1080. An Ordinance widening Webster avenue, in the fifth Ward of the City of Pittsburgh, from a point 12.56 feet east of the first angle in the present northerly and easterly line east of Finland street to a point 454.02 feet south of the second angle in the present northerly and easterly line east of Finland street, and providing that the costs, damages and expenses occasioned thereby and the benefits to pay the same be assessed against and collected from properties benefited thereby, and fixing the width and position of the sidewalks and roadway, providing for slopes and parking, and establishing and re-establishing the grade thereof from Finland street to the southerly terminus of Webster avenue as widened by this ordinance.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 1081. Resolution authorizing and directing the Director of the Department of Public Works to proceed in the name of and on behalf of the City of Pittsburgh, and for the

use of the same, to have taken, appropriated and condemned for playground purposes in the manner prescribed by law certain parcels of ground situate in the Eighth and Ninth Wards on Ewing street, Canoe way, Wilconna street and Cayuga street.

Also

No. 1082. An Ordinance providing for the making of a contract for the purchase of one (1) motor truck chassis for the Bureau of Water.

Which were read and referred to the Committee on Finance.

The Chair presented.

No. 1083. Communication from A. D'Alesandro asking to be reimbursed in the sum of \$116.40 for damage to household goods by reason of sewer on Wabash avenue backing into his property.

Also

No. 1084. Communication from Jonathan Hay asking to be reimbursed in the sum of \$170.00 for damage to household goods by reason of sewer on Wabash avenue backing into her property.

Also

No. 1085. Communication from Mary A. Weaver asking to be reimbursed in the sum of \$60.00 for damage to household goods by reason of sewer on Wabash avenue backing into her property.

Also

No. 1086. Communication from Mrs. Louisa Diegelman asking to be reimbursed in the sum of \$34.50 for damage to household goods by reason of sewer on Wabash avenue backing into her property.

Also

No. 1087. Communication from Mrs. Mary A. Smith asking to be reimbursed in the sum of \$37.00 for damage to household goods by reason of sewer on Wabash avenue backing into her property.

Also

No. 1088. Communication from Mrs. S. E. Dugan asking to be reimbursed in the sum of \$249.60 for damage to household goods by reason of sewer on Wabash avenue backing into her property.

Also

No. 1089. Communication from J. Ralph Hoffman and John R. Hoffman asking to be reimbursed in the

sum of \$67.00 for damage to household goods by reason of backing of sewers on Wabash avenue.

Also

No. 1090. Communication from Joseph H. Moore asking to be reimbursed in the sum of \$135.00 for damage to household goods by reason of sewer on Wabash avenue backing into his property.

Also

No. 1091. Communication from Wm. Richart asking to be reimbursed for damages to his automobile which was commandeered by members of the Bureau of Police in answer to a police call.

Also

No. 1092. Communication from the Pittsburgh Builders' Exchange endorsing the recommendations of the Citizens Committee on City Plan relative to the purchase of property for and the development of playgrounds.

Also

No. 1093. Communication from the Veterans of Foreign Wars protesting against the manner in which the contract for summer concert music in the parks was awarded and asking for a hearing on the matter.

Also

No. 1094. Communication from The American Legion protesting against the manner in which the contracts for summer concert music in the parks was awarded.

Which were severally read and referred to the Committee on Finance.

Also

No. 1095. Communication from James A. Griffith asking that action be taken by the City to take over two lots belonging to him on Lillian street, 18th Ward, to be used as a continuation of Georgia avenue.

Which was read and referred to the Committee on Public Works.

Also

No. 1096. An Ordinance fixing the width and position of the sidewalks and roadways and establishing the opening grades on Kincaid street and Reno way, as laid out and proposed to be dedicated as legally opened public highways by John E. Born in a plan of lots of his property in the Tenth Ward, to be called the "Kincaid Park".

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 1097. Resolution authorizing the issuing of a warrant in favor of the Wayne Iron Works for one portable band stand in the sum of \$650.00 plus freight, or so much of the same as may be necessary, and charging same to Code Account F-1892, Bureau of Parks.

Which was read and referred to the Committee on Parks and Libraries.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 1098. Report of the Committee on Finance for July 5th, 1922, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 975. An Ordinance entitled, "An Ordinance creating additional positions in certain Divisions of the Bureau of Engineering, Department of Public Works, and fixing the rate of compensation thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	

Herron (President Pro tem.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1016. An Ordinance entitled, "An Ordinance providing for the making of a contract or contracts for the purchase of water meters and water meter fittings."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	

Herron (President Pro tem.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1028. An Ordinance entitled, "An Ordinance authorizing the placing of policies of fire and lightning insurance on the North Side Market House, and prescribing the date of expiration of same."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	

Herron (President Pro tem.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1054. An Ordinance entitled, "An Ordinance empowering the Mayor and the Director of the Department of Public Works to enter into, execute and contract with, and deliver the same to Pittsburgh Wharf and Terminal Company, sub-leasing to said Company for use in conducting the business of a public wharf, a portion of the property leased to the City by the Western Pennsylvania Exposition Society on Duquesne way, fixing the rental under said lease, and fixing other terms and conditions of said contract of lease."

In Finance Committee, July 5th, 1922, Read and amended in Section 1 by striking out the word "July" and by inserting in lieu thereof the word "August", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Garland
English	Malone
Herron (President Pro tem.)	

Noes—Mr. McArdle.

Ayes 5.

Noes—1.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1026. Resolution authorizing and directing the City Controller to transfer the sum of \$44,000.00 from Code Account No. 1755,

Supplies, Mechanical Division, Bureau of Water, to Code Account No. 1590-E, Streets, General Repaving, Bureau of Engineering.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	
Herron (President Pro tem.)	

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1055. Resolution authorizing and directing the City Controller to transfer the sum of \$1,100.00 from Code Account No. 1048, Salaries regular employees, Transit Commission, to Code Account 1096, Supplies, Department of Assessors, and the sum of \$660.00 from Code Account 1093, Salaries regular employees, Department of Assessors to Code Account 1094 Salaries temporary employees, Department of Assessors.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	
Herron (President Pro tem.)	

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1027. Resolution authorizing and directing the Board of Water Assessors to issue and exoneration to Barnett Davis on account of charges for water in the sum of \$21.-77, being 50 per cent. of the excess meter rate over the former flat rate, on premises at 2028-34 Rose street, 5th Ward.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	

Herron (President Pro tem.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 891. Resolution authorizing and directing the Mayor to execute and deliver a deed to Emil B. Zandlers, for the sum of \$250.00, for lot No. 138 in Arlington Place Plan located on Broadhead street, 12th Ward, Pittsburgh, Pa.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	

Herron (President Pro tem.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 805. Resolution authorizing and directing the Mayor to execute and deliver a deed for Lot No. 7 located on Frankstown avenue, 13th Ward, to John A. Harris for the sum of \$500.00.

In Finance Committee July 5th, 1922, Read and amended by striking out "500.00" and by inserting in lieu thereof "\$625.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council was read.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	

Herron (President Pro tem.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1015. An Ordinance entitled, "An Ordinance providing for the making of a contract for the purchase of one (1) Motor Truck from the Autocar Sales and Service Company."

In Finance Committee, July 5th, 1922, Read and amended in Section 1 by striking out as shown in red, and in the title by striking out the words "from the Autocar Sales and Service Company," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Mr. Malone presented

No. 1099. Report of the Committee on Public Works for July 5th, 1922, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1018. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Rutherford avenue and Wentworth avenue, from the existing sewer on Rutherford avenue south of Wentworth avenue to the existing sewer on Belasco avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	

Herron (President Pro tem.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1019. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the south sidewalk of Douglas street, from a point about 445 feet east of Shady avenue to the existing sewer on the north sidewalk of Douglas street at a point about 610 feet east of Shady avenue, and

providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	

Herron (President Pro tem.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1020. An Ordinance entitled, "An Ordinance authorizing and directing the construction of public sewers on the southwest sidewalk and on the northeast sidewalk of Edgerton avenue, from points about 100 feet southeast of South Dallas avenue and about 140 feet southeast of Bucknell street respectively, to the existing sewer on South Murtland avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	
Herron (President Pro tem.)	

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1021. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Bernard street, from a point about 15 feet west of Etta street to the existing sewer on Bernard street, west of Aline street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	
Herron (President Pro tem.)	

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1022. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the south sidewalk of Coast avenue, from a point about 170 feet west of Broadway to the existing sewer on Rutherford avenue, and providing that the costs, damages and

expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	
Herron (President Pro tem.)	

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1023. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the improvement of the drainage system in the area bounded by Bedford avenue, Cassatt street, Ledlie street and Crescent street, and providing for the payment of the cost thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	

Herron (President Pro tem.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1017. An Ordinance, entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the repaving of Milwaukee street, from Herron avenue to Jefferson street, and providing for the payment of the costs thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	

Herron (President Pro tem.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Borland presented

No. 1100. Report of the Committee on Public Service and Surveys for July 5th, 1922, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 971. An Ordinance entitled, "An Ordinance granting unto the Hardie Brothers Company, its successors and assigns, the right to construct, maintain and use a switch

track on and across Pike street, at 14th Street, for the purpose of conveying materials, etc. from the Pennsylvania Railroad Company's track to the Hardie Brothers Company's property, 2nd Ward, Pittsburgh, Pa."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	

Herron (President Pro tem.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1009. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway, providing for slopes and parking, and establishing the grade of Bon-Air avenue, from Camfield street to a point 250 feet west of Ambrose street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland Malone
English McArdle
Garland
Herron (President Pro tem.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1010. An Ordinance entitled, "An Ordinance establishing the opening grades on City way, Conductor way, Fire way, Greenway drive, Hodgson avenue, Justine street, Merryfield street, Midfield way, Northfield avenue, Shirley street and way, as laid out and proposed to be dedicated as legally opened highways by Charles F. Burke in his plan of lots called 'City Acres', in the 28th Ward of the City of Pittsburgh."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland Malone
English McArdle
Garland
Herron (President Pro tem.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1011. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway of Warrington avenue, from Arlington avenue to Haberman avenue."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally."

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland Malone
English McArdle
Garland
Herron (President Pro tem.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1012. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway, providing for slopes and parking, and establishing the grade of Conniston avenue, from Bon-Air avenue to Calle avenue."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland Malone
English McArdle
Garland
Herron (President Pro tem.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1025. An Ordinance entitled, "An Ordinance requiring all public service corporations or other persons occupying Warrington avenue, from Brownsville avenue to Haberman avenue, for furnishing electric light, heat or power to the public, or operating telegraph or telephone lines, to place their wires and cables underground and removing all overhead structures thereon, and prescribing regulations therefor and reserving to the City of Pittsburgh certain rights in said underground system, to be constructed under the provisions of this ordinance.

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland

Malone

English

McArdle

Garland

Herron (President Pro tem.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Borland also presented

No. 1101. Report of the Committee on Public Service and Surveys for July 6th, 1922, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 914. An Ordinance entitled, "An Ordinance granting unto the Duquesne Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy certain streets and highways in the City of Pittsburgh, subject to the terms and conditions herein provided."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally."

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland

Malone

English

McArdle

Garland

Herron (President Pro tem.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 915. An Ordinance entitled, "An Ordinance granting unto the Duquesne Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy certain streets and highways in the City of Pittsburgh, subject to the terms and conditions herein provided."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland

Malone

English

McArdle

Garland

Herron (President Pro tem.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 916. An Ordinance entitled, "An Ordinance granting unto the Mt. Washington Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy certain streets and highways in the City of Pittsburgh, subject to the terms and conditions herein provided."

Which was read.

Mr. Horland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	
Herron (President Pro tem.)	

Ayes—4.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Malone presented

No. 1102. Whereas, The Diocese of Pittsburgh of the Protestant Episcopal Church passed a resolution and appointed a committee to invite

the General Convention of the Protestant Episcopal Church of America to hold the next Triennial Session in Pittsburgh in 1925; and

Whereas, This convention will bring to the City of Pittsburgh about 125 Bishops representing all the Dioceses in the United States and her possessions and all the missionary districts in foreign lands; in addition to bringing to our city leading clerical and lay delegates from all over the United States, numbering about 1,000, and it will also bring to our City perhaps 600 to 800 representatives of women's organizations; and

Whereas, This convention has usually 5,000 persons in attendance and convenes for a period of three weeks; and

Whereas, The City of Pittsburgh is adequately prepared to accommodate the delegates to this convention; and

Whereas, It would be a credit to Pittsburgh to have the honor of entertaining the delegates to this convention; Therefore, be it

Resolved, That the City of Pittsburgh hereby joins with the Diocese of Pittsburgh of the Protestant Episcopal Church in inviting the general Convention of the Protestant Episcopal Church of America to hold the next Triennial Session in this City during the year 1925; and, be it further

Resolved, That a copy of these resolutions be transmitted to the Committee on Next Place of Meeting of the General Convention of the Protestant Episcopal Church in America, Portland, Oregon.

Which was read.

Mr. Malone moved

The adoption of the resolution.

Which motion prevailed.

And on motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, July 17th, 1922.

No. 32.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERSPresident
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, July 17, 1922.

Council met.

Present—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Absent—Messrs.

Borland	Robertson
English	(on account of illness)

PRESENTATIONS

Mr. Garland presented

No. 1103. An Ordinance appropriating and setting aside an additional sum of Eight hundred (\$800.00) dollars from the Playground Improvement Bonds, appropriation No. 201, for the payment of the cost of constructing a Public Bath House, corner Wylie avenue and Crawford street, Pittsburgh, Pa.

Also

No. 1104. Resolution authorizing the issuing of a warrant in favor of the Potter Title & Trust Company in the sum of \$1,537.75, in payment of

bills contracted by the City of Pittsburgh for examining titles of property in condemnation proceedings for the acquisition, development and improvement of land located in the Saw Mill Run Valley for park purposes, and charging same to Bond Fund No. 226, Saw Mill Run Valley Park Bonds, Series "A".

Also

No. 1105. Resolution authorizing the issuing of warrants in favor of the following persons in the sums set opposite their respective names, in payment of forfeits posted by them at No. 6, Police Station and alleged to have been misappropriated by Willard A. Wilson, a patrolman acting as Magistrate's Clerk, and charging the same first to Special Fund Deposited by bondsmen of Willard A. Wilson, and the balance to be charged to Code Account No. 42, Contingent Fund:

John J. Gilluly	55.00
Alfred France	55.00
Jos. Dickens	15.00
William McCune	100.00
John O'Carroll	55.00
Charles Ross	45.00
A. J. Seldon	55.00
Peter Macuso	55.00
W. N. Onning	55.00
Wm. Thompson	306.39
John L. Harris	15.00
C. W. Laughlin	55.00
Isadore Bloomberger	10.00
Joseph E. Lowry	50.00

Also

No. 1106. Resolution authorizing and directing the City Controller to transfer \$148.00 from Code Account No. 1898-A-1, Salaries, and \$200.00 from Code Account No. 1903-E, Repairs, to Code Account No. 1901-C Supplies, Bureau of Tests.

Which were severally read and referred to the Committee on Finance.

Mr. Herron presented

No. 1107. An Ordinance accepting the dedication of certain property in the Fourteenth Ward of the City of Pittsburgh, for public use for highway purposes, opening and naming the same "Ben Hur Street", and accepting the grading, paving and curbing thereof.

Also

No. 1108. An Ordinance authorizing the relocation of the Nine Mile Run Trunk Sewer, between Hamilton avenue and the line dividing the City and the Borough of Wilkinsburg; providing that said relocated sewer shall be constructed under an existing contract with the John F. Casey Company, making modifications in certain items of work in said contract; authorizing certain extra work under said contract in payment for the increased costs due to said relocation; and providing for the payment of the costs thereof.

Which were read and referred to the Committee on Public Works.

Also

No. 1109. Petition of property owners relative to change of location of North Canal street as proposed by the Pennsylvania Railroad Company, and asking for a hearing

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Malone presented

No. 1110. An Ordinance repealing that portion of Ordinance No. 138, approved April 5th, 1917, entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on De Sota street, Fifth avenue and Joncaire street, and for the reconstruction of certain portions of the existing sewers on McClure avenue and Malden way, on the Monongahela Wharf, on Exchange way, on Ethel way, on Spring way, on Patterson way and on South Negley avenue, and providing for the payment of the costs thereof," which provides for the reconstruction of the 18-inch and 20-inch terra cotta pipe sewer on Ethel way, from Bohem street to Bates street and sets apart and appropriates the sum of Six thousand five hundred (\$6,500.00) dollars for the payment of the costs thereof.

Also

No. 1111. An Ordinance authorizing the Mayor and the Director of

the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of relief sewers on Howe street and College avenue, on Beechview avenue and Parody way and on Morewood avenue and Ellsworth avenue, and the reconstruction of the existing sewer on Canopolis street, and providing for the payment of the costs thereof.

Also

No. 1112. An Ordinance authorizing and directing the grading, regrading, paving, repaving, curbing and recurbings of Blessing street, from a point 114.87 feet, north to a point 222.34 feet south of the northerly property line of Dollar Savings Bank, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1113. An Ordinance authorizing and directing the grading, paving and curbing of Webster avenue from Orion street to Blessing street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 1114. An Ordinance providing for the making of a contract or contracts for the furnishing and delivery of a "Centrifugal Boiler Feed Pump and Appurtenances" for Aspinwall Pumping Station, Contract No. 4-R.

Which was read and referred to the Committee on Filtration and Water.

Also

No. 1115. Report of the Department of Public Health showing amount of garbage and rubbish removed during the month of June 1921 as compared with the month of June 1922.

Which was read and referred to the Committee on Health and Sanitation.

The Chair presented

No. 1116.

Pittsburgh, July 17th, 1922.
President and Members of Council,
City of Pittsburgh.
Gentlemen:

Whereas, under date of April 27th, 1922, we communicated with your

honorable body certifying that an emergency existed on Chartiers avenue, near Corliss street, apparently due to the collapse or break in the sewer crossing under this street, and stating that the sum of Three thousand five hundred (\$3,500.00) dollars, or so much thereof as may be necessary, would be required to take care of said emergency; and

Whereas, The work has progressed to a point where it is found necessary to supply additional funds in the amount of Seven thousand (\$7,000.00) dollars to complete this work, now, therefore,

Pursuant to the terms and provisions of Section 13, of the Act of May 11st, 1911, relating to appropriation, we, the undersigned, the Mayor and the Controller of the City of Pittsburgh, hereby certify that the emergency still exists requiring a special appropriation of an additional Seven thousand (\$7,000.00) dollars, or so much thereof as may be necessary to meet the same.

W. A. Magee,
Mayor.
John H. Henderson,
Controller.

Also

No. 1117. An Ordinance setting aside and appropriating an additional sum of Seven thousand (\$7,000.00) dollars, from revenues derived from taxes and other sources of income to pay the cost of investigating the cause of and repairing the cave-in of a portion of Chartiers avenue at a point about 350 feet west of Corliss street.

Also

No. 1118. Petition of residents of the 20th Ward asking for the construction of a fence surrounding the Sheraden Swimming Pool, and for the keeping open of the pool until 9:00 o'clock, P. M.

Also

No. 1119. Communication from Joseph Garrigan asking that he be reimbursed for hospital bills incurred by reason of his son being hurt by falling off the shelter house at Lawrence Park.

Also

No. 1120. Communication from Colonel W. R. Dunlap, asking that consideration be given the 17th Field Artillery Band for concert music in the parks.

Also

No. 1121. Communication from Wm. McDowell asking that the Highland Dress Association Bagpipe Band be given consideration in the selection of bands for concert music in the parks.

Also

No. 1122. Communication from Howard Neely, attorney-at-law, asking that his client, Edward N. Koch, be reimbursed in the sum of \$55.15 for putting in lateral connection to sewer at 5722-24 Hobart street.

Also

No. 1123. Petition of residents of the City of Pittsburgh for the opening of the bath house at the corner of Crawford street and Wylie avenue.

Which were severally read and referred to the Committee on Finance.

No. 1124. Communication from J. Merrill Wright asking that a traffic officer be station at Beechwood Boulevard and Aylesboro avenue.

Which was read and referred to the Committee on Public Safety.

Also

No. 1125. Communication from Mrs. Enoch Rauh, Director, Department of Charities, inviting the members of Council to accompany her on a tour of inspection of the City Homes and Hospitals at Mayview on Friday, July 21, 1922.

Which was read.

Mr. Garland moved

That the communication be received and filed, and the invitation accepted, and the Director of the Department of Charities notified that the date mentioned in the letter is agreeable to Council.

Which motion prevailed.

Also

No. 1126. Resolution asking the City to grant leave of absence, with pay, to city employees who desire to attend the Twenty-third National Encampment of the Veterans of Foreign Wars at Seattle, Washington, during the week of August 14, 1922.

Which was read and referred to the Committee on Finance.

Also

No. 1127. Communication from Joseph Ablett Richardson, attorney-at-law, protesting against the ordinance re-establishing the grade of Pemberton street, 27th Ward.

Which was read.

Mr. Herron moved

That the communication be received and filed.

Which motion prevailed.

Mr. Herron arose and said:

Mr. President, in connection with that Communication, I wish to state that the Committee on Public Service and Surveys granted a hearing to the parties interested in the change of grade on Pemberton street and nothing was accomplished. On last Friday morning a delegation of property owners appeared at the Council Chamber, and I directed them to the Mayor's Office, where they had a conference with Director Finley and Mr. Irons of the Law Department.

Mr. Irons, who is here, said that it will be a discredit on the City to allow the present grade to stand. Our Chief Engineer, Mr. Reppert, and his assistant, Mr. Reed, concur in Mr. Irons' statement. It puts all the property owners on one side down 18 inches, and the worst the new grade will do is to make a cut of 6 inches on top of the hill. The engineers say that the ordinance to be acted on by Council is the very best grade that can be established on this street.

As far as the contract for the improvement of the street is concerned, Mr. Finley informed us that he will not have to re-advertise for bids.

All the people on Pemberton street, with the exception of two or three, are in favor of the new grade. It is a residential street and all the property owners on it are interested in this matter.

I would suggest that Mr. Irons give Council his judgment on this matter.

The Chair said:

Gentlemen, Mr. Irons has just handed me a letter and I will ask the clerk to read same

No. 1128.

DEPARTMENT OF LAW

Pittsburgh, July 17, 1922.

Hon. Daniel Winters,

President of Council.

Dear Sir:

In the grading, paving, curbing and damage by grade of Pemberton street from Wickshire street to Wapello street, all the property owners except three abutting upon the

street have signed releases for the change of the grade to conform more closely to the natural surface grade of the street, and the said property owners have further agreed to pay the additional cost incident to making the change in the grade, which cost is estimated at \$800.00.

Under these circumstances, the ordinance changing the grade on the said street should be passed, as it will eliminate the damages which otherwise would affect the property.

Very respectfully,

H. M. Irons,
Assistant City Solicitor.

Which was read.

Mr. Garland moved

That the communication be received and filed, and made a part of the record of Council.

Which motion prevailed.

Also

No. 1129. Communication from the Keystone Grocery & Tea Company asking that First avenue be opened from Ross street to Try street.

Which was read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 1130. An Ordinance fixing the rentals of storerooms, stalls and stands in the Diamond Market House, and providing the regulations pertaining to said storerooms, stalls and stands.

Which was read and referred to the Committee on Public Works.

Mrs. Mary J. Cowley, President of the Allegheny Playground Association was given the privilege of the floor, and invited the members of Council to visit the North Side playgrounds some day this week agreeable to the members of Council.

Mr. Herron moved

That the invitation be accepted, and the members of Council visit the playgrounds on the North Side on Wednesday morning, July 19th, 1922, at 10:00 o'clock.

Which motion prevailed.

The Chair said:

Gentlemen—Mr. Finley, Director of the Department of Public Works, is present and he has a request to make of Council.

Mr. Charles A. Finley, Director, Department of Public Works, said:

Mr. President and Members of Council—You have an ordinance in

today making an adjustment of the John F. Casey Company contract for the construction of the Nine Mile Run Sewer, and until the passage of this ordinance the work is held up. That ordinance I suppose will be before the Committee on Tuesday, and I would suggest that you give it immediate consideration, and call a special meeting of Council, say Wednesday, to finally act on it, so that we may go ahead with the work.

The Chair said:

The Chair will call a special meeting of Council for Wednesday, July 19th, 1922, at 4:00 o'clock, P. M., to consider the ordinance referred to.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 1131. Report of the Committee on Finance for July 11th, 1922, transmitting sundry ordinances and resolutions to council.

Which was read received and filed.

Also, with an affirmative recommendation,

Bill No. 1013. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of five (5) more or less automobiles for the Department of Mayor, Bureau of Municipal Garage and Repair Shop."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1014. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of four (4) more or less automobiles for the Department of Public Safety, Bureau of Fire."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1067. An Ordinance entitled, "An Ordinance appropriating and setting aside from the Boulevard of the Allies Improvement Bonds, Bond Fund Appropriation No. 207, an additional sum of Thirty thousand (\$30,000.00) dollars for the payment of the cost of completing the grading, regrading, paving, repaving, curbing, recurbing, the construction of approaches and viaducts thereon, and otherwise improving the Boulevard of the Allies, from Grant street to Gist street, and from a point 346.96 feet east of Seneca street to Craft avenue, and the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving of the streets and avenue affected thereby."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1082. An Ordinance entitled, "An Ordinance providing for the making of a contract for the purchase of one (1) motor truck chassis for the Bureau of Water."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1073. An Ordinance entitled, "An Ordinance amending a portion of Section 22, Board of Water Assessors, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law December 31st, 1921."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time

Mr. McArdle arose and said:

Mr. President, on Bill No. 1073, I want to say that I was absent from the committee at the time this bill was before it for consideration, and therefore do not know what reasons were advanced for its passage, and not being in possession of the reasons, or uninformed as to the real reasons back of its presentation and endorsement, which I understand it has of the department, and taking one position out of 22 and increasing it from \$1400.00 to \$1800.00, I feel obliged to vote No on it. I have no information in my possession to justify me giving it my support.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Garland	Winters (Pres.)
Herron	

Noes—Mr. McArdle

Ayes—5.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1059. Resolution authorizing the issuing of a warrant in favor of Mary B. Dunbar in the sum of \$156.22, refunding city taxes paid by her on her property situated in the 28th Ward (said property to be used for playground purposes) and charging the same to Appropriation No. 41, Refunding Taxes and Water Rents.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 1071. Resolution authorizing the issuing of warrants in favor of the following district commissioners of the Bureau of Police to reimburse them for monies expended by them in securing evidence against violators of the law, and charging the amounts to the appropriation items shown below, to-wit:

Name	Amount	Approp. No.
Charles Faulkner	\$46.50	42
John J. Ford	17.15	42

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 1072. Resolution authorizing the issuing of warrants in favor of the following persons, refunding overpaid taxes on property in the following wards, and charging the same to Appropriation No. 41, Refunding Taxes and Water Rents:—

John Dewar	27th Ward	\$22.40
Waldyslaw Figwiski	6th Ward	13.20
Wm. M. King	14th Ward	35.28
Frederick A. Klass	27th Ward	8.40
Antonio Lavorqua	4th Ward	29.20

H. Walton Mitchell	1st Ward	9.41
Dennis Rowan	27th Ward	12.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 1068. Resolution authorizing and directing the City Controller to transfer the sum of \$50,000.00 from the amount authorized for the payment of the cost of contracts for the improvement of the Boulevard of the Allies Bond Fund Appropriation No. 207, to the appropriation for the payment of the cost for the completion of Contract No. 5655, Mayor's Office File 289, entered into with the Thomas Cronin Company for the grading, regrading, etc., and otherwise improving the Boulevard of the Allies, from a point 215.12 feet east of the east line of Shingiss street to the east line of Gist street, and authorizing the issuing of warrants drawn on said fund for the payment of the cost of completing said contract.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 1069. Resolution authorizing and directing the City Controller to transfer the sum of \$1,500.00 from Code Account No. 42, item "City's share of the cost of constructing a foot bridge on line of McFadden street over Pennsylvania Railroad, and East Ohio street, and to credit same as an additional sum for the payment of the cost of a contract or contracts for the construction of a foot bridge over East Ohio street on line of McFadden street, as authorized by the terms of Ordinance No. 193, approved June 22, 1922, and authorizing the issuing of warrant drawn on said fund for the payment of the cost of said work.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson
Garland
Herron

Malone
McArdle
Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 922. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$250.00 from Code Account No. 1481, Item A-1, Salaries, Regular Employees, Bureau of Building Inspection, to Code Account No. 1483, item C, Supplies, Bureau of Building Inspection.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson
Garland
Herron

Malone
McArdle
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1070. Resolution authorizing and directing the City Controller to transfer the sum of \$500.00 from Code Account No. 1516-F, Equipment, Photographic Division, Department of Public Works, to Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson
Garland
Herron

Malone
McArdle
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 582. Resolution authorizing and directing the Mayor to execute and deliver a deed for Lot No. 578 located on Stafford street, 20th Ward, City, bounded and described as follows: Beginning on the north side of Stafford street at a point 172.61 feet east of the corner of Stafford street and Ashlyn street; thence extending eastwardly 35 feet more or less to a pin; thence eastwardly 20 feet to a pin, thence northwestwardly 35 feet to a pin, thence southwardly 28.1 feet to Stafford street, the place of beginning, to J. O. Riley for the sum of \$100.00.

In Finance Committee, July 11th, 1922, read and amended by striking out the words "Beginning on the north side of Stafford street at a point 172.61 feet east of the corner of Stafford

street and Ashlyn street; thence extending eastwardly 35 feet more or less to a pin; thence eastwardly 20 feet to a pin; thence northwestwardly 35 feet to a pin; thence southwardly 28.1 feet to Stafford street, the place of beginning," and by inserting in lieu thereof the words "Beginning on the north side of Stafford street at the dividing line between lots 578 and 579 and distant 202.35 feet, more or less, eastwardly to Ashlyn street; thence extending southeastwardly along Stafford street 35 feet more or less to a point, thence northeastwardly 20 feet, more or less to a point; thence northwestwardly 35 feet to a point; thence southwestwardly 28.1 feet to Stafford street at the place of beginning," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 708. Resolution authorizing the Mayor to execute and deliver a deed for lot No. 27 in Joseph Nixon Plan of Lots, located on Forward avenue, and for lot No. 33 in Joseph Nixon Plan on Forward avenue, 14th Ward, bounded and described as follow:—Lot No. 27, beginning on the north side of Forward avenue at the corner of Lot No. 26 in said plan; thence extending eastwardly

22 feet to Lot No. 28 in said plan; thence northwardly 100 feet to Naylor street; thence westwardly 22 feet to Lot No. 26; thence southwardly 101 feet to Forward avenue, the place of beginning. Lot No. 33, Beginning on the north side of Forward avenue at the corner of Lot No. 32 in said plan; thence eastwardly 28.5 feet to Lot No. 34; thence northwardly 95 feet to Naylor street; thence westwardly 21.15 feet to lot No. 32 in said Plan, thence southwardly 96 feet to Forward avenue the place of beginning, to P. J. Hayley for the sum of \$400.00.

In Finance Committee, July 11th, 1922, Read and amended by striking out the words "100 feet" and by inserting in lieu thereof the words "115 feet" by striking out the words "101 feet" and by inserting in lieu thereof the words "116 feet," by striking out the words "95 feet" and by inserting in lieu thereof the words "109 feet", by striking out the words "96 feet" and by inserting in lieu thereof the words "110 feet", by striking out the words "P. J. Hayley" and by inserting in lieu thereof the words "Stephen Bruchko" and by striking out "\$400.00" and by inserting in lieu thereof "\$500.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution as amended in committee and agreed to by council was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 1132. Report of the Committee on Public Works for July 11th, 1922, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 1056. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into an agreement for and on behalf of the City of Pittsburgh with the Joseph Horne Company providing for the repaving of certain portions of Stanwix street and Duquesne way, and providing for the payment of the cost thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Garland
Herron

Malone
McArdle
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1075. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making certain repairs to the Spahr Street Bridge over the Pennsylvania Railroad, the Millvale Avenue Bridge over the Pennsylvania Railroad, and the Schenley Park Bridge over the Pittsburgh Junction Railroad, and providing for the payment of the costs thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Garland
Herron

Malone
McArdle
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1076. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Calvin street and Forty-fifth street, from a point about 130 feet east of Forty-fifth street to the existing sewer crossing Forty-fifth street at Colton street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Garland
Herron

Malone
McArdle
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1077. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Orchlee avenue, from the crown west of McClure avenue to the existing sewer on Brighton road, with a branch sewer on the west sidewalk of Shadeland avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 1133. Report of the Committee on Public Service and Surveys for July 11th, 1922, transmitting sundry ordinances to council.

Which was read, received and filed.

Also

Bill No. 514. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor of the City of Pittsburgh to Make, execute and deliver, in the name of and for the City of Pittsburgh, a contract with The Brownsville Avenue Street Railway Company, West Liberty Street Railway Company, Pittsburgh & Charleroi Street Railway Company, Pittsburgh and Birmingham Traction Company, United Traction Company or

Pittsburgh, Pittsburgh Railways Company and C. A. Fagan, W. D. George and S. L. Tone, Receivers of the Pittsburgh Railways Company, for the temporary abandonment of one of the tracks of the double track street railway on Brownsville avenue, from Warrington avenue to Carson street, in the Seventeenth and Eighteenth wards of the City of Pittsburgh."

In Public Service and Surveys Committee, April 26, 1922, read and amended in the Fifth and Sixth paragraphs by striking out and inserting as shown in red, and as amended ordered returned to council with an affirmative recommendation.

In Council, May 1st, 1922, Bill read and recommitted to the Public Service and Surveys Committee.

In Public Service and Surveys Committee, May 2nd, 1922, read and laid on the table.

In Public Service and Surveys Committee, July 11, 1922, ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the Committee amendments of April 26, 1922, be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 994. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with the Pennsylvania Railroad Company, operating Pittsburgh, Fort Wayne and Chicago Railway, for the removal of the present Island Avenue Bridge superstructure and the replacement and maintenance of the Island Avenue Bridge over the tracks and right-of-way of the Pittsburgh, Fort Wayne and Chicago Railway."

In Public Service and Surveys Committee, July 11, 1922, Read and amended by inserting a new paragraph known as "7-A", as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Garland
Herron

Malone
McArdle
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 604. An Ordinance entitled, "An Ordinance vacating Valley street, between Forty-first street and Almond way, in the 9th Ward of the City of Pittsburgh."

In Public Service and Surveys Committee, July 11, 1922, read and amended by inserting a new section, to be known as Section 2 as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. McArdle moved

That the amendment of the Public Service Committee be agreed to.

Which motion prevailed.

And the bill as amended in Committee and agreed to by Council, was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. McArdle arose and said:

Mr. President, I want to record my opposition to the passage of Bill Nos. 913 and 604—Bill No. 913 being an ordinance for the vacation of an Unnamed way in the Fourth Ward, and Bill No. 604, being an ordinance for the vacation of a portion of Valley street between Forty-first street and Almond way.

My objections are based upon the fact that the vacation of the unnamed way provides for no compensation whatever to the City for the property involved in the acquisition of this land by the private interests, while our information from the Department of Assessors, and admitted by a representative of the party interested and who will profit by this vacation, is that the property is valued at \$2.00 a square foot, or \$3,680.00 for this property. The same applies to the vacation of Valley street except that the valuation placed upon this property by the Department of Assessors is \$9,000.00 and this bill provides for compensation to the City of \$1,000.00.

In my opinion it is \$8,000.00 less than what the City should receive for Valley street and \$3,680.00 the City should receive for the Unnamed way in the Fourth Ward, and I do not believe it is either good business practice or can hardly be justified to vacate either one of these streets without the City receiving the value placed upon the properties by the Department of Assessors and which the representatives of the parties interested admitted was proper.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Garland	Winters (Pres.)
Herron	

Noes—Mr. McArdle

Ayes—5.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation

Bill No. 913, An Ordinance entitled, "An Ordinance vacating a portion of an Unnamed way in the Fourth ward of the City of Pittsburgh, from the easterly line of the plan of the Estate of John Murdoch, Jr. to a point 92 feet westwardly therefrom."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Garland	Winters (Pres.)
Herron	

Noes—Mr. McArdle

Ayes—5.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1024. An Ordinance entitled, "An Ordinance re-establishing

the grade of Pemberton street, from Wapello street to Wickshire street."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1096. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadways and establishing the opening grades on Kincaid street and Reno way, as laid out and proposed to be dedicated as legally opened public highways by John E. Born in a plan of lots of his property in the Tenth ward, to be called 'Kincaid Park.'"

Which was read

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. McArdle also presented

No. 1134.

Department of City Planning
Pittsburgh, Pa., July 13, 1922.

Robert Clark,
Ass't City Clerk,
City of Pittsburgh

Dear Sir:—Replying to your letter of the 12th inst. relative to an Ordinance fixing the width and position of the sidewalks and roadway

and establishing the opening grades on Kincaid street and Reno way, as laid out and proposed to be dedicated as legally opened public highways by John E. Born in a plan of lots to be called 'Kincaid Park', beg to advise that this Ordinance was presented to the Commission at its regular meeting on the 12th inst. The Commission ordered that Council be notified that it has no objection to final passage and approval of the Ordinance.

Very truly yours,

U. N. Arthur
Chief Engineer.

Which was read, and on motion of Mr. Herron, received and filed.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Herron presented

No. 1135. Report of the Committee on Parks and Libraries for July 11th, 1922, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1097. Resolution authorizing the issuing of a warrant in favor of the Wayne Iron Works for one portable band stand in the sum of \$650.00, plus freight, or so much of the same as may be necessary, same to be chargeable to and payable from code account F-1892, Bureau of Parks.

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Anderson presented

No. 1136. Report of the Committee on Public Safety for July 11, 1922, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1058. Resolution authorizing the issuing of a warrant in favor of the Animal Rescue League of Pittsburgh for the sum of \$1,164.33, covering work done during the month of June, 1922, and charging the same to Code Account No. 1460, Bureau of Police.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS

Mr. Garland moved

That the Minutes of the proceedings of Council at a meeting held on Wednesday, July 5th, 1922, be approved.

Which motion prevailed.

The Chair (Mr. Winters) presented

No. 1137. Resolution authorizing the issuing of a warrant in favor of John Lauderbaugh, member of the Bureau of Fire, for the sum of \$284.82, time lost and doctor's bills for injuries received while on duty as driver at No. 20 Engine House; the period of lost time extending from March 27th to May 21st, 1922, a total of 56 days, and charging same to Appropriation

No. 44-M, Workmen's Compensation Fund.

Which was read and referred to the Committee on Finance.

Mr. Garland presented.

No. 1138. An Ordinance appropriating and setting aside an additional sum of Eight hundred (\$800.00) dollars from the Public Comfort Station Bonds, Appropriation No. 202, for the payment of the cost of constructing a Public Comfort Station, corner Wylie avenue and Crawford street, Pittsburgh, Pa.

Which was read and referred to the Committee on Finance.

And on motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Wednesday, July 19th, 1922.

No. 33.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERSPresident
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Wednesday July 19th, 1922.

Council met pursuant to the following call:

Pittsburgh, Pa., July 17th, 1922.

Mr. E. J. Martin,
City Clerk.

Dear Sir:—Please call a special meeting of Council for Wednesday July 19th, 1922, at 4 o'clock, p. m., for the consideration of the report of the Committee on Public Works on Bill No. 1108, An Ordinance authorizing the relocation of the Nine Mile Run Trunk Sewer.

Yours respectfully,

Daniel Winters,
President.

Which was read, received and filed.

Present—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Absent—Messrs.

Borland	Robertson
English	(on account of illness)

REPORT OF COMMITTEES

Mr. Malone presented

No. 1139. Report of the Committee on Public Works for July 18th, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Mr. Malone moved

A suspension of Rule VIII, providing that a printed copy of each bill or resolution shall be mailed to each member of Council at least 48 hours previous to its consideration by Council.

Which motion prevailed.

Mr. Malone also presented, with an affirmative recommendation,

Bill No. 1108. An Ordinance entitled, "An Ordinance authorizing the relocation of the Nine Mile Run Trunk Sewer, between Hamilton avenue and the line dividing the City and the Borough of Wilkinsburg; Providing that the said relocated sewer shall be constructed under an existing contract with the John F. Casey Company, making modifications in certain items of work in said contract; authorizing certain extra work under said contract in payment for the increased costs due to said relocation, and providing for the payment of the costs thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Herren arose and said:

"Mr. President:—I met Mr. Dalzell, Attorney for the Pennsylvania Railroad Co., and he informed me that he would take up the matter of the Nine Mile Run Sewer with Mr. McCrea, and, he felt sure that if Mr. McCrea saw the light as he (Mr. Dalzell) did, we could be assured that the Railroad Company would agree to help carry out the plans for the original location of the Nine Mile Run Sewer, and that

this ordinance would be unnecessary, and Mr. Dalzell asked me to request the Mayor to withhold his signature to this ordinance for a day or so." Hon. W. A. Magee, Mayor, appeared and stated:

That he would like to have a conference with Council on the Public Safety Building matter, the Market House rentals, installation of fire alarm system and other matters of importance to the City.

Mr. McArdle moved

That the **Chair** appoint a committee of his selection, including himself, to arrange a conference with the County Commissioners to see if the County Jail could be secured for police station purposes.

Which motion prevailed.

And the **Chair** appointed as members of said Committee, Messrs. **Garland, Malone, McArdle and Winters.**

And on motion of Mr. **Garland**

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, July 24th, 1922.

No. 34.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, July 24, 1922.

Council met.

Present—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Absent—Messrs.

Borland	English
Robertson (on account of illness)	

PRESENTATIONS

Mr. Anderson presented

No. 1140. An Ordinance establishing the grade of On way, from Loretta street to Montclair street.

Also

No. 1141. An Ordinance establishing and re-establishing the grade of Orchlee street, from Shadeland avenue to a point 10 feet west of the west line of the Divisees of John Phillips, deceased, Plan.

Also

No. 1142. An Ordinance establishing the grade of McClure avenue, from Davis avenue to Termon avenue.

Also

No. 1143. An Ordinance re-establishing the grade of Spring Garden avenue, from a point 176.10 feet southwardly from Detroit street to a point 706.10 feet southwardly from Detroit street.

Also

No. 1144. An Ordinance granting unto the Sterling Land Company, its successors and assigns, the right to construct, maintain and use two 6" conduits under and across Hobart street and one 6" conduit under and across Kamin street, for the purpose of conveying steam and hot water from a central heating plant to twenty-four buildings located on Hobart street, Wendover street, and Kamin street, 14th Ward, Pittsburgh.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 1145. An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof.

Which was read and referred to the Committee on Public Safety.

Mr. Garland presented

No. 1146. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Health to advertise for proposals and to award a contract or contracts for the construction and erection of a Power House Building, also the installation of Boilers and all appurtenances thereto in connection with the Power Plant in the Power House, for the tuberculosis Hospital, located at the Leech Farm, Pittsburgh, Pennsylvania, and authorizing the setting aside fifty thousand (\$50,000.00) dollars from the proceeds of the Tuberculosis Hospital Improvement Bonds, 1919, Bond Fund Appro-

priation No. 231, for the payment of the costs thereof.

Also

No. 1147. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Health to advertise for proposals and to award a contract or contracts for the construction and erection of four Pavilions for the Tuberculosis Hospital, located at the Leech Farm, Pittsburgh, Pennsylvania, and authorizing the setting aside Fifty-four thousand (\$54,000.00) dollars from the proceeds of the Tuberculosis Hospital Improvement Bonds, 1919, Bond Fund Appropriation No. 231, for the payment of the costs thereof.

Also

No. 1148. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Health to advertise for proposals and to award a contract or contracts for the construction and erection of a Building for a Dormitory for the Tuberculosis Hospital, located at the Leech Farm, Pittsburgh, Pennsylvania, and authorizing the setting aside Seventy-five thousand (\$75,000.00) dollars from the proceeds of the Tuberculosis Hospital Improvement Bonds, 1919, Bond Fund Appropriation No. 231, for the payment of the costs thereof.

Also

No. 1149. Resolution authorizing and directing the Mayor to execute and deliver a deed to Anna Steckler for Lot Nos. 218 and 219 in the Duquesne Park Plan located on Portman avenue, 26th Ward, for the sum of \$150.00.

Also

No. 1150. Resolution authorizing and directing the Mayor to execute and deliver a deed to David Hastings for triangular piece of property located in the Dunlap Plan on Dunlap street, 26th Ward, for the sum of \$75.00.

Also

No. 1151. Resolution authorizing and directing the Mayor to execute and deliver a deed to Patrick Wall and Catherine M. Wall, his wife, for property on the east side of Brighton Road, upon the payment of the sum of \$161.92 (being amount of sewer lien with costs under which the property was bought at Sheriff's sale by the City.)

Also

No. 1152. Resolution authorizing and directing the Collector of Delinquent Taxes, upon payment to him of the sum of \$3,334.51, to receipt for all taxes and satisfy all tax liens entered against properties in the First Ward, assessed in the names of Nevin A. Corb, et al., and David L. Newell, et al.

Also

No. 1153. Resolution authorizing and directing the City Controller to transfer the sum of \$150.00 to Code Account No. 1600, from the following code accounts:

Code Account No. 1599,	
Supplies	\$125.00
Code Account No. 1601,	
Equipment	\$ 25.00

Also

No. 1154. Resolution authorizing and directing the City Controller to transfer the sum of \$300.00 from Code Account No. 1228, Salaries, Regular Employees, Division of Tuberculosis Hospital, to Code Account No. 1230, Miscellaneous Services, Tuberculosis Hospital, Department of Public Health.

Also

No. 1155. Resolution authorizing and directing the City Controller to transfer the following sums, amounting to \$1,000.00 from Code Account No. 65, Supplies and Materials to the respective code accounts of the Carnegie Free Library of Pittsburgh, to-wit:

\$400.00	to Code Account No. 64, Miscellaneous Services.
\$600.00	to Code Account No. 66, Equipment.

Also

No. 1156. Resolution authorizing the issuing of a warrant in favor of the South Pittsburgh Water Company in the sum of \$100.00, the said sum covering a deposit made with Chartiers Township as security for street opening permit obtained in 1920, and charging same to Code No. 50, Chartiers Township.

Which were severally read and referred to the Committee on Finance.

Mr. Herron presented

No. 1157. Petition for the grading, paving and curbing of Edgerton avenue, between South Dallas avenue and Lloyd street.

Also

No. 1158. An Ordinance authorizing and directing the grading to

a width of 44 ft., paving and curbing of Edgerton avenue, from South Dallas avenue to Lloyd street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1159. Petition for the grading, paving and curbing of Murtland street, between Reynolds street and Willard street.

Also

No. 1160. An Ordinance authorizing and directing the grading to a width of 44 feet, paving and curbing of South Murtland street, from Reynolds street to Willard street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1161. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on Hamilton avenue and Sterrett street, from a point about 10 feet east of Sterrett street to the existing sewer on Kelly street, and authorizing the setting aside of the sum of Ten thousand (\$10,000.00) dollars from Bond Fund Appropriation No. 215, "Negley Run Sewer Bonds," for the payment of the cost thereof.

Which were severally read and referred to the Committee on Public Works.

Also

No. 1162. An Ordinance fixing the width and position of the roadway and sidewalks of Edgerton avenue, from South Dallas avenue to Lloyd street.

Also

No. 1163. An Ordinance fixing the width and position of the roadway and sidewalks of South Murtland avenue, from Willard street to Reynolds street.

Also

No. 1164. An Ordinance establishing the grade of Allemannia way, from Paulson avenue to Montezuma street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Malone presented

No. 1165. An Ordinance opening and naming Velle way in the 11th Ward of the City of Pittsburgh, from Samantha way to Heth's avenue; establishing the grade thereof, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 1166. An Ordinance widening Manchester avenue, in the 22nd Ward of the City of Pittsburgh, from Reedsdale street to Stroble street, providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 1167. An Ordinance authorizing and directing the construction of a public sewer on the northerly sidewalk of Manchester avenue, from a point about 10 feet west of Sturgeon street to the existing sewer on Manchester avenue near Galveston avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 1168. Petition for exoneration of water rent assessed against St. Stephen's Parochial School, Second avenue and Elizabeth street, 15th Ward.

Which was read and referred to the Committee on Finance.

Also

No. 1169. Communication from John S. Ritenour, Secretary of Western Pennsylvania Humane Society, relative to the removal by the City of a retaining wall and sloping on Bigelow Boulevard.

Which was read and referred to the Committee on Public Works.

Also

No. 1170. City Acres Plan or Lots, in the 28th Ward, laid out by Charles F. Burke, and the dedication of City way, Condor way, Fire way, Greenway drive, Hodgson avenue, Justine street, Merryfield street, Middletown Road, Midfield way, Northfield avenue, Shirley street and Shirley way shown thereon.

Also

No. 1171. An Ordinance approving the "City Acres Plan of Lots" in the 28th Ward of the City of Pittsburgh, laid out by Charles F. Burke, accepting the dedication of City way, Condor way, Fire way, Greenway drive, Hodgson avenue, Justine street, Merryfield street, Middletown road, Midfield way, Northfield avenue, Shirley street and Shirley way, as shown thereon, for public use for highway purposes, opening and naming the same, and establishing the grades thereon.

Also

No. 1172. An Ordinance fixing the width and position of the sidewalk and roadway and establishing the grade of Kish way, from Loretta street to Montclair street.

Also

No. 1173. An Ordinance fixing the width and position of the sidewalk and roadway and establishing the grade of Lopez way, from Kish way to On way.

Also

No. 1174. An Ordinance fixing the width and position of the sidewalk and roadway, providing for slopes and parking and re-establishing the grade of Eldora Place, from Michigan street to Vandalia street.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 1175. Communication from W. D. Grimes, Attorney-at-law, asking that Mr. John F. Hunt be reimbursed in the sum of \$50.00 for injuries sustained by his son at the Lawrence Park Playground.

Also

No. 1176. Communication from the Board of Commissioners of Allegheny County relative to the City acquiring portion of the A. sand property from the United States Government to be used as an approach to the 40th Street Bridge.

Also

No. 1177. Communication from the Citizens Committee on City Plan transmitting copy of resolution adopted by the West End Board of Trade approving the recommendation of the Citizens Committee on City Plan relative to the purchase and improvement of playgrounds.

Also

No. 1178. Communication from the Western Pennsylvania Hospital for

exoneration of taxes for the year 1922 on property on Friendship avenue, 8th Ward, which is to be used for Nurses Dormitory.

Also

No. 1179. Communication from the Spring Hill Board of Trade relative to the acquisition of the E. S. Schauer property on Spring Hill for playground purposes.

Also

No. 1180. Communication from Fort Pitt Upholstering Co., asking to be reimbursed in the sum of \$103.10 for damage to property by reason of flooding of property due to inadequacy of Wabash avenue sewer.

Also

No. 1181. Communication from the North Side Chamber of Commerce relative to the erection of a new municipal building on the North Side.

Which were severally read and referred to the Committee on Finance.

Also

No. 1182. Petition of property owners and residents for the construction of boardwalk and steps at the end of Kenberma street to the street car line at Alton street, 19th Ward.

Also

No. 1183. Communication from J. J. Welsh regarding the grading, paving and curbing of Mattern street, 27th Ward.

Which were read and referred to the Committee on Public Works.

Also

No. 1184. Communication from the Department of Law transmitting copy of petition of the Pittsburgh Railways Company to be filed with the Public Service Commission for an extension of time for raising the \$5,000,000 needed for the reorganization of the Company until November 1922, or later, together with letter from Charles K. Robinson, Special Assistant City Solicitor, relative to same.

Which was read and referred to the Committee on Public Service and Surveys.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 1185. Report of the Committee on Finance for July 18th, 1922, transmitting sundry papers to council.

Which was read, received and filed.

Also

Bill No. 1116.

City of Pittsburgh, Penna.,

July 17th, 1922.

CHARTIERS AVENUE EMERGENCY
CONTRACT

(Cave-in 350 feet west of Corliss St.)

PRESIDENT AND MEMBERS
OF COUNCIL,

City of Pittsburgh.

Gentlemen:

WHEREAS, under date of April 27th, 1922, we communicated with your honorable body certifying that an emergency existed on Charters avenue near Corliss street, apparently due to the collapse or break in the sewer crossing under this street, and stating that the sum of Three thousand five hundred (\$3,500.00) dollars, or so much thereof as may be necessary, would be required to take care of said emergency; and

WHEREAS, the work has progressed to a point where it is found necessary to supply additional funds in the amount of Seven thousand (\$7,000.00) dollars to complete this work; Now, therefore

PURSUANT to the terms and provisions of Section 13, of the Act of May 31st, 1911, relating to appropriations we, the undersigned, the Mayor and the Controller of the City of Pittsburgh, hereby certify that the emergency still exists requiring a special appropriation of an additional Seven thousand (\$7,000.00) dollars, or so much thereof as may be necessary to meet the same.

W. A. Magee, Mayor.

John H. Henderson, Controller

In Finance Committee, July 18th, 1922, Read and referred to Council to become part of the record.

Which was read, and on motion of Mr. Garland, received and filed, and ordered printed in full.

Also, with an affirmative recommendation

Bill No. 1117. An Ordinance entitled, "An Ordinance setting aside and appropriating an additional sum of Seven thousand (\$7,000.00) dollars from revenues derived from taxes and other sources of income to pay the cost of investigating the cause of and repairing the cave-in of a portion of Charters, at a point about 350 feet west of Corliss street."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson

Garland

Herron

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1103. An Ordinance entitled, "An Ordinance appropriating and setting aside an additional sum of Eight hundred (\$800.00) dollars from the Playground Improvement Bonds, Appropriation No. 201, for the payment of the cost of constructing a Public Bath House, corner Wylie avenue and Crawford street, Pittsburgh, Pa."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson

Garland

Herron.

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Malone

McArdle

Winters (Pres.)

Malone

McArdle

Winters (Pres.)

Also

Bill No. 1138. An Ordinance entitled, "An Ordinance appropriating and setting aside an additional sum of Eight hundred (\$800.00) dollars from the Public Comfort Station Bonds, Appropriation No. 202, for the payment of the cost of constructing a Public Comfort Station, corner Wylie avenue and Crawford street, Pittsburgh, Pa."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 879. Resolution authorizing the issuing of a warrant in favor of James L. Grimes in the amount of \$40.43, for his expenses in connection with the using of his automobile on the Bigelow Boulevard Improvement Work as authorized by Norman E. Brown, former Director of the Department of Public Works, and charging same to Code Account No. 198-C, Bigelow Boulevard Improvement.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 925. Resolution authorizing and directing the City Controller to transfer the following sums to-wit:

From

Code Account 1787, Salaries Regular Employees, Schenley Nursery	\$185.00
---	----------

Code Account 1803, Salaries Regular Employees, Schenley Conservatory	562.50
--	--------

Code Account 1811, Salaries Regular Employees, Highland Zoo	150.00
---	--------

Code Account 1872, Miscellaneous Service, West Park....	75.00
---	-------

To

Code Account 1793, Supplies, Schenley Golf Grounds.....	185.00
---	--------

Code Account 1807, Schenley Park Conservatory	562.50
---	--------

Code Account 1817, Materials, North Side Conservatory.....	150.00
--	--------

Code Account 1874, Materials, West Park, North Side,	75.00
--	-------

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken and being taken, were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1106. Resolution authorizing and directing the City Controller to transfer the following sums, to-wit:

From
Code Account 1898—A-1, Sal-
aries\$148.00
Code Account 1903-E, Repairs 200.00
To
Code Account 1901-C, Supplies \$348.00

Which was read.

Mr. **Garland** moved

A suspension of the rule to al-
low the second and third readings and
final passage of the resolution.

Which motion prevailed.

And the rule having been suspended,
the resolution was read a second and
third times, and upon final passage,
the ayes and noes were taken, and be-
ing taken, were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of
Council being in the affirmative, the
resolution passed finally.

Also

Bill No. 807. Resolution au-
thorizing and directing the Mayor to
execute and deliver a deed for two
lots located on Melwood street, 5th
Ward, City, in the Charles A. Colten
Plan, to Mary Elizabeth Moore for the
sum of \$500.00.

In Finance Committee, July 18th,
1922, Read and amended by striking
out "\$500.00" and by inserting in lieu
thereof "\$950.00", and as amended
ordered returned to council with an
affirmative recommendation.

Which was read.

Mr. **Garland** moved

That the amendment of the
Finance Committee be agreed to.

Which motion prevailed.

And the resolution as amended in
committee and agreed to by council
was read.

Mr. **Garland** moved

A suspension of the rule to al-
low the second and third readings and
final passage of the resolution.

Which motion prevailed

And the rule having been suspended,
the resolution was read a second and
third time, and upon final passage,
the ayes and noes were taken, and be-
ing taken, were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of
Council being in the affirmative, the
resolution passed finally.

Mr. **Malone** presented

No. 1186. Report of the Com-
mittee on Public Works for July 18,
1922, transmitting several ordinances
to council.

Which was read, received and filed.

Also, with an affirmative recom-
mendation,

Bill No. 1110. An Ordinance
entitled, 'An Ordinance repealing that
portion of Ordinance No. 138, ap-
proved April 5th, 1917, entitled, 'An
Ordinance authorizing the Mayor and
the Director of the Department of
Public Works to advertise for propos-
als and to award a contract or con-
tracts for the construction of a relief
sewer on DeSota street, Fifth avenue
and Joncaire street, and for the re-
construction of certain portions of
the existing sewers on McClure avenue
and Malden way, on the Monongahela
Wharf, on Exchange way, on Ethel
way on Spring way, on Patterson way
and on South Negley avenue, and pro-
viding for the payment of the costs
thereof', which provides for the re-
construction of the 18 inch and 20
inch terra cotta pipe sewer on Ethel
way, from Bohem street to Bates street
and sets apart and appropriates the
sum of Six thousand five hundred
(\$6,500.00) dollars for the payment or
the costs thereof."

Which was read.

Mr. **Malone** moved

A suspension of the rule to al-
low the second and third readings and
final passage of the bill.

Which motion prevailed.

And the bill was read a second time
and agreed to.

And the bill was read a third time
and agreed to.

And the title of the bill was read
and agreed to.

And on the question, "Shall the bill
pass finally?"

The ayes and noes were taken agree-
ably to law, and were:

Ayes—Messrs.

Anderson
Garland
Herron

Malone
McArdle
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1111. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of relief sewers on Howe street and College avenue, on Beechview avenue and Parody way and on Morewood avenue and Ellsworth avenue, and the reconstruction of the existing sewer on Canopolis street, and providing for the payment of the cost thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Garland
Herron

Malone
McArdle
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1078. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving of Smithfield street, from Water street to Liberty avenue, and providing for the payment of the cost thereof."

In Public Works Committee, July 18, 1922, Amended in Section 2 by inserting as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Malone moved

That the amendment of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Garland
Herron

Malone
McArdle
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. McArdle (for Mr. Robertson) presented

No. 1187. Report of the Committee on Filtration and Water for July 18, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1114. An Ordinance entitled, "An Ordinance providing for the making of a contract, or contracts, for the furnishing and delivery of a 'Centrifugal Boiler Feed Pump and Appurtenances' for Aspinwall Pumping Station, Contract No. 4-R "

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Garland	McArdle
Herron	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. McArdle presented

No. 1188. Whereas, There is in the possession of the various departments and bureaus and divisions thereof, considerable property of various natures for which the departments, bureaus and divisions having same have no further use; and

Whereas, It is desirable that such property of whatever nature, be either used by the City or turned into cash by sale; Therefore, be it

Resolved, That the Mayor be requested to direct the head of each department to cause to have made an inventory of all such property as in his judgment his department has no further use for, and present the same to the Director of the Department of Supplies with a request for disposition of same by him as City Sales Agent, and that the Director of the Department of Supplies be requested on receipt of said inventories to furnish to each department of the city government a copy of the same with a view to distributing among said departments any such property that may be desirable for use by said department, and that the Director of the Department of Supplies as selling agent for the City be requested to take proper steps for the disposition of all property no longer desirable by any department of the City Government; provided, however, that this shall not

be construed to have any application to any real estate owned by the City.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Mr. Malone moved

To amend the resolution by adding the following:—

"And, be it further,

Resolved, That the Mayor be requested to direct the head of each department to furnish to Council an inventory of all real estate for which said department has no further use, and which, in the judgment of said department head, the City should offer for sale."

Which motion prevailed.

And on the question, "Shall the resolution, as amended, be adopted?"

The motion prevailed.

Mr. McArdle moved

That the following members be excused for absence from council and committee meetings:—

Mr. Anderson on May 9, 18, 24 and 31; June 6, 12, 13, 19, 26, 27 and 28, and July 5, 6, 10, 11 and 18, 1922;

Mr. Borland on May 8, 9, 15, 17, 18, 22, 23, 24, 29 and 31; June 5 and 6, and July 5, 17, 18 and 19, 1922;

Mr. English on May 8, 9, 17, 18 and 23 and July 17, 18 and 19, 1922;

Mr. Garland on May 18, 1922;

Mr. Herron on May 29, and 31 and June 6, 1922;

Mr. Robertson on May 13, 24, 29 and 31; June 6, and July 5, 6, 10, 11, 17, 18 and 19, 1922;

Mr. Winters (President) on May 9; June 6, 13 and 24, and July 10 and 11, 1922.

Which motion prevailed.

Mr. Malone moved

That the Minutes of the proceedings of Council, at a meeting held on Monday, July 10, 1922, be approved.

Which motion prevailed.

And on motion of Mr. Herron,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Wednesday, July 26th, 1922.

No. 35.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Wednesday, July 26th, 1922.

Council met pursuant to the following call:

No. 1189.

City of Pittsburgh, Penna.,

July 25, 1922.

TO THE PRESIDENT
AND MEMBERS OF COUNCIL,
Pittsburgh, Pa.

Gentlemen:

The Valley Camp Coal Company, the contractors supplying the Bureau of Water in the Department of Public Works with coal under contract with the City, has notified the Director of the Department of Public Works that it is unable to further supply the said Bureau of Water with the proper amount of coal for the operation of the various pumping stations and other parts of the plant. This creates a public necessity requiring a meeting of the City Council to devise measures to obtain sufficient quantities of coal for the operation of said plants; wherefore I, the undersigned, do hereby call a meeting of the City Council to be held in the Council

Chamber on Wednesday, July 26, 1922, at 10 o'clock, A. M. for the purpose aforesaid.

Yours very truly,

W. A. Magee, Mayor.

Which was read, received and filed.

Present—Messrs.

English	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Absent—Messrs.

Anderson Borland

Mr. Garland moved

That, as the ordinance was not yet ready for which the meeting was called, Council take a recess until 11:30 o'clock, A. M.

Which motion prevailed.

And Council recessed until 11:30 o'clock, A. M.

AFTER RECESS

The hour of 11:30 o'clock, A. M., having arrived and the time of the recess having expired, Council reconvened, and there were

Present—Messrs.

English	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Absent—Messrs.

Anderson Borland

The Chair presented

No. 1190. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with the Valley Camp Coal Company for the mining of coal from the city mine located on property of the City at Mayview, and declaring that a public emergency exists.

Which was read and referred to the Committee on Public Works.

Mr. English presented

No. 1191. Whereas, The City of Pittsburgh has sold the Public Safety Building, containing the Central Police Station and Police Courts, in order to widen and improve Cherry way, from Sixth avenue to Liberty avenue, in an effort to help relieve tragic congestion in the downtown section; and

Whereas, The City of Pittsburgh is compelled to secure suitable quarters for police station and courts convenient to the City-County Building; and

Whereas, The Allegheny County Jail building is most convenient and is available owing to large unused space in said Jail Building; and

Whereas, The City of Pittsburgh is willing to make any necessary changes to the Jail Building in order to keep City Jail separate and apart from the County Jail quarters without marring the architectural appearance of the exterior of the County property and without expense to the County or Allegheny; Therefore, be it

Resolved, That the Mayor and Council of the City of Pittsburgh join in requesting the Prison Board of Allegheny County to grant permission to the City of Pittsburgh to use a portion of the Allegheny County Jail Building at terms to be agreed upon later; and, be it further

Resolved, That the Chairman of the Allegheny County Prison Board be requested to call a meeting of the Board at once to consider this request and give prompt answer, and further that a copy of this resolution be mailed to each member of the Prison Board.

Which was read.

Mr. English moved

The adoption of the resolution.

Mr. Malone moved

To amend the resolution by striking out the words in the second preamble as follows: "convenient to the City-County Building."

Which motion prevailed.

And on the question, "Shall the resolution, as amended, be adopted?"

The motion prevailed.

Mr. Garland asked City Solicitor, Richard W. Martin, if it permissible to pass the ordinance finally today.

Mr. Martin stated

That it is permissible to pass an emergency measure the day it is introduced.

The Chair declared a recess until 2 o'clock, P. M.

And Council took a recess until 2 o'clock, P. M.

AFTER RECESS

The hour of 2 o'clock, P. M. having arrived and the time of the recess having expired, Council reconvened, and there were

Present—Messrs.

English
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Absent—Messrs.

Anderson

Borland

The Chair presented

No. 1192.

City of Pittsburgh, Penna.,
July 26th, 1922.

TO THE COUNCIL:

The Valley Camp Coal Company, the concern under contract with the City of Pittsburgh to supply the Bureau of Water in the Department of Public Works, having given notice of its inability to execute its contract by the delivery of sufficient coal to operate the water-works of the City of Pittsburgh whereby the water supply of the City becomes imperilled, action upon the part of the City Council and the executive to meet the emergency becomes necessary.

At the session of the Council this morning an ordinance was introduced authorizing the Mayor and the Director of the Department of Public Works to enter into contract with said Valley Camp Coal Company to cover this emergency as to the supply or fuel to the water-works and the alms house at Mayview and all the other City bureaus and departments.

I hereby declare that the facts above recited create a public emergency and request that the City Council pass said ordinance finally on this day.

Respectfully submitted,

W. A. Magee,
Mayor.

Which was read, received and filed.

Also

No. 1193.

City of Pittsburgh, Penna.,
July 26, 1922.

Mr. E. J. Martin,
City Clerk.

Dear Sir: .

In answer to your request for an opinion as to the power of Council to pass an Emergency Ordinance in one day, would say that in my opinion if a public emergency exists, and its existence is found as a fact by the Mayor and members of Council, an ordinance may be passed in one day without printing, and any necessary amendments thereto made, provided it receives the approval of the Mayor and all the members of Council at the meeting.

Yours respectfully,

Richard W. Martin,
City Solicitor.

Which was read, received and filed.

REPORTS OF COMMITTEES.

Mr. Malone presented

No. 1194. Report of the Committee on Public Works for July 26th, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Mr. Malone moved

A suspension of Rule V, which provides that the Clerk shall mail a notice to the members of special meetings of council not less than 48 hours previous to said meetings.

Which motion prevailed.

Mr. Malone moved

A suspension of Rule VIII, which provides that all bills, ordinances and resolutions when returned from committee shall be printed and a copy of each bill mailed to each member at least 48 hours previous to their consideration by council.

Which motion prevailed.

Mr. Malone also presented,

Bill No. 1190. An Ordinance entitled, "An Ordinance authorizing the

Mayor and the Director of the Department of Public Works to enter into a contract with the Valley Camp Coal Company for the mining of coal from the City mine located on property of the City at Mayview, and declaring that a public emergency exists."

In Public Works Committee, July 26, 1922, Read and amended by inserting in the blank space in paragraph 2 of the agreement the word "fifteen" and by striking out the entire paragraph 7 and inserting a new paragraph in lieu thereof, as shown in red, and as amended, ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Malone moved

That the amendments of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And the majority of the votes of council being in the affirmative, the bill passed finally.

And on motion of Mr. Robertson

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, July 31st, 1922.

No. 36.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERSPresident
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, July 31, 1922.

Council met.

Present—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Absent—Mr. Borland.

In the absence of Mr. Winters (President, Mr. Garland moved

That Mr. Herron act as Chairman, Pro tem.

Which motion prevailed.

PRESENTATIONS

Mr. Anderson presented

No. 1195. An Ordinance fixing the wages of all carpenters employed by the City of Pittsburgh.

Which was read and referred to the Committee on Finance.

Also

No. 1196. Resolution authorizing the issuing of a warrant, upon proper certification by bill roll of the account for the payment of the fire hose purchased by the Bureau of Fire through the Department of Supplies

from the United & Globe Rubber Company at the deduction offered.

Which was read and referred to the Committee on Public Safety.

Mr. English presented

No. 1197. Communication from Mrs. S. Seecy asking to be reimbursed in the sum of \$329.85 for damage to property by reason of backfilling of Wabash avenue sewer.

Which was read and referred to the Committee on Finance.

Mr. Garland presented

No. 1198. An Ordinance authorizing the Treasurer of the City of Pittsburgh to accept from the Consolidated Ice Company of Pittsburgh in payment of its water taxes for the years 1918, 1919, 1920, 1921 and 1922, the face amount of said taxes plus interest at six percent and advertising costs incurred by the City in said accounts, but without the payment of any penalty.

Also

No. 1199. Resolution exonerating the Western Pennsylvania Hospital, owner of a certain lot of ground in the Eighth Ward, fronting on Friendship avenue, extending from Millvale avenue to Gross street, which is used for public charity, from the payment of 1922 taxes amounting to \$681.39.

Also

No. 1200. Resolution setting aside \$1,500.00 in Appropriation No. 42, Contingent Fund, for the use of the Department of Public Works to defray the necessary expenses of erection, also decoration of stands and other expenses incidental to the acceptance of the bust of William Pitt in the rotunda of the City-County Building.

Also

No. 1201. Whereas, the Bureau of Highways and Sewers has outstanding certain unpaid bills for

repairs to equipment incurred during 1921, and there are certain requirements for repairs to equipment now in use, absolutely necessary to continue Bureau operations, and

Whereas, there are certain appropriations for supplies which have been expended for commodities absolutely necessary for the operation of the functions of the Bureau, and

Whereas, the Bureau of Highways and sewers has no funds from which these accounts can be liquidated or for the purchase of certain supplies necessary for the operation of the Bureau functions, for the remainder of the fiscal year.

Resolved, That the City Controller be and he is hereby authorized and directed to transfer from Code Account No. 1771, Contract No. 715, Duquesne Light Company, Bureau of Light, the sum of \$9,970.00 to the several Code Accounts below set forth:

From Code No. 1771, Contract No. 715, Duquesne L. Co., Bureau of Light, To Code No. 1609, Supplies, Division Offices	\$ 500.00
From Code No. 1771, Contract No. 715, Duquesne L. Co., Bureau of Light, To Code No. 1614, Supplies, Stables & Yards	500.00
From Code No. 1771, Contract No. 715, Duquesne L. Co., Bureau of Light, To Code No. 1616, Repairs, Stables & Yards	4,735.90
From Code No. 1771, Contract No. 715, Duquesne L. Co., Bureau of Light, To Code No. 1623, Supplies, Cleaning Highways	1,000.00
From Code No. 1771, Contract No. 715, Duquesne L. Co., Bureau of Light, To Code No. 1625, Repairs, Cleaning Highways	1,502.80
From Code No. 1771, Contract No. 715, Duquesne L. Co., Bureau of Light, To Code No. 1635, Supplies, Sewer Drops	200.00
From Code No. 1771, Contract No. 715, Duquesne L. Co., Bureau of Light, To Code No. 1657, Repairs, Asphalt Plant	1,531.30
	<u>\$9,970.00</u>

Also

No. 1202. An Ordinance appropriating and setting aside from the

proceeds of Street Improvement Bonds, 1922, Bond Fund Appropriation No. 237, certain sums amounting in the aggregate to Two hundred fifty-five thousand (\$255,000.00) dollars for the payment of the City's share of the cost, damages and expenses of improving the Boulevard of the Allies, Manchester avenue, and East street.

Also

No. 1203. Resolution authorizing and directing the Mayor to execute and deliver a deed to Nat Guttman for 2 lots located on East Ohio street, 24th Ward, for the sum of \$1,800.00.

Also

No. 1204. Resolution authorizing the issuing of warrants in favor of the Pittsburgh Garage Co. for \$84.00; The Oakland Pittsburgh Co. for \$48.00; Frank M. Canning, \$4.71; Lula B. Hetzel, \$6.00; Wm. H. and Elizabeth Wunderlich for \$5.88; The Wm. Flaccus Oak Leather Co. for \$116.40; Wm. Woods for \$24.57, refunding 1922 taxes paid on excessive assessments, and charging same to Appropriation No. 41, Refunding Taxes and Water Rents.

Also

No. 1205. Resolution authorizing and directing the City Controller to transfer \$3,200.00 from Code Account 1878, Wages Temporary Employees, Street Tree Division, to Code Account 1807, Supplies, Schenley Conservatory, Bureau of Parks.

Which were severally read and referred to the Committee on Finance.

Also

No. 1206. Petition of property owners for the laying of a water line extension on Guy and Kemper streets, 14th Ward.

Which was read and referred to the Committee on Filtration and Water.

Mr. Malone presented

No. 1207. Resolution authorizing and directing the Mayor and the Director of the Department of Public Works to enter into a lease with Rev. Lawrence A. O'Connell for property on Congress street, Third Ward, for playground purposes, for a period of one year, with privilege of renewing said lease at the expiration thereof, upon the exoneration of City taxes, and authorizing the issuing of a warrant in favor of Rev. Lawrence A. O'Connell in the sum of \$622.10, refunding City Taxes paid by him on the property for 1922, and charging same to Appropriation No. 41, Refunding Taxes and Water Rents.

Which was read and referred to the Committee on Finance.

Also

No. 1208. Resolution approving the payment of \$2,878.74 to Booth & Flinn, Ltd., for extra work on the contract for the grading, paving and curbing of Mackinaw avenue, from Saranac avenue to Wenzell avenue, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Also

No. 1209. Resolution approving the payment of \$9,074.38 to the M. O'Herron Company for extra work on the contract for the repaving, etc., of Carson Street East, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Which were read and referred to the Committee on Public Works

Mr. McArdle presented

No. 1210. Petition for the vacation of Yew street, between Gross street and South Winebiddle street.

Also

No. 1211. An Ordinance vacating Yew street, between Gross street and South Winebiddle street, in the Eighth Ward of the City of Pittsburgh.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 1212. An Ordinance providing for the letting of a contract for the purchase of an automobile for the Department of City Council, and setting aside funds for the payment thereof.

Also

No. 1213. Petition for the annexation of a portion of Reserve Township to the City of Pittsburgh.

Which were read and referred to the Committee on Finance.

Also

No. 1214. An Ordinance re-establishing the grade of Bowen street, from Sturgeon street to a point 98.91 feet eastwardly therefrom.

Also

No. 1215. An Ordinance re-establishing the grade of Sturgeon street, from Bowen street to Manchester avenue.

Also

No. 1216. An Ordinance re-establishing the grade of Allegheny

avenue, from Ridge avenue to Wolfendale street.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented (Mr. Herron, President Pro tem.)

No. 1217. Communication from the Congress of Women's Clubs of Western Pennsylvania endorsing the recommendations of the Citizens Committee on City Plan relative to the purchase of property for playground purposes.

Which was read and referred to the Committee on Finance.

Also

No. 1218. Kincaid Park Plan of Lots laid out by John E. Born in the Tenth Ward, and accepting the dedication of Kincaid street, Mossfield avenue and Reno way shown thereon.

Also

No. 1219. An Ordinance approving the "Kincaid Park Plan of Lots" in the 10th, Ward of the City of Pittsburgh, laid out by John E. Born, accepting the dedication of Kincaid street, Mossfield avenue and Reno way, as shown thereon for public use for highway purposes, opening and naming the same, fixing the width and position of the sidewalks and roadway and establishing the grades thereon.

Which were read and referred to the Committee on Public Service and Surveys.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 1220. Report of the Committee on Finance for July 25, 1922, transmitting several ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1146. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Health to advertise for proposals and to award a contract or contracts for the construction and erection of a power house building, also the installation of boilers and all appurtenances thereto in connection with the power plant in the power house for the Tuberculosis Hospital, located at the Leech Farm, Pittsburgh, Pennsylvania, and authorizing the setting aside Fifty thousand

(\$50,000.00) dollars from the proceeds of the Tuberculosis Hospital improvement Bonds, 1919, Bond Fund Appropriation No. 231, for the payment of the costs thereof.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1147. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Health to advertise for proposals and to award a contract or contracts for the construction and erection of four pavilions for the Tuberculosis Hospital located at the Leech Farm, Pittsburgh, Pennsylvania, and authorizing the setting aside Fifty-four thousand (\$54,000.00) dollars from the proceeds of the Tuberculosis Hospital Improvement Bonds, 1919 Bond Fund Appropriation No. 231, for the payment of the costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1148. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Health to advertise for proposals and to award a contract or contracts for the construction and erection of a building for a dormitory for the Tuberculosis Hospital, located at the Leech Farm, Pittsburgh, Pennsylvania, and authorizing the setting aside Seventy-five thousand (\$75,000.00) dollars from the proceeds of the Tuberculosis Hospital Improvement Bonds, 1919 Bond Fund Appropriation No. 231, for the payment of the costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 193. An Ordinance entitled, "An Ordinance authorizing the purchase of certain real estate in

the Eighth and Ninth wards of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, from John J. Dean, for the sum of Seventy-five thousand (\$75,000.00) dollars."

In Finance Committee, July 25, 1922. Read and amended in Sections 1 and 2 by striking out and inserting as shown in red, and in the title by striking out the words "Seventy-five thousand (\$75,000.00)" and by inserting in lieu thereof "Seventy thousand (\$70,000.00)", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. English arose and said:

Mr. President, when this Bloomfield playground was up for consideration a year ago I did not vote for it as I had made up my mind that the proper way for Council to proceed was to apportion all the money for playgrounds so that we would have a complete program before making any purchases. I was unable to have a majority of the Council agree with me on this proposition of outlining a complete plan. Consequently you will recall that I personally introduced an ordinance setting aside the sum of \$81,000.00 for a playground in the populous Hill District, somewhere in the vicinity of the Third and Fifth Wards. This amount of \$81,000.00 I obtained from the report of the Citizens Committee on City Plan.

I knew from experience that the great center of population in the Hill District should have better playground facilities, and for that reason I determined to do the best I could until such time as a majority of Council might adopt some complete plan.

The proponents of the Bloomfield playground copied my suggestion in this matter and introduced an ordinance setting aside a similar amount, or \$81,000.00, for a playground in the Bloomfield district.

Over a year has elapsed and Council is still unable to agree on any complete plan for playgrounds. Consequently the only thing for me to do is to approve or support any measures which in my opinion are proper.

Today we find that we can purchase this large playground in the Bloomfield district for \$70,000.00, which will allow \$11,000.00 for equipment, improvements and developments of this particular playground, and it will not rob any other community of its proportionate share of the people's bond issue of 1919. In addition to that we obtain 20,000 additional square feet of ground worth \$14,000.00, which was not in the original proposal of last year. It is a matter of record that the Real Estate Board of Pittsburgh appraised the ground offered last year at \$75,000.00. If we add the \$14,000.00 value of the additional 20,000 square feet to the \$75,000.00 appraisal of the Real Estate Board we have a total value of \$89,000.00 which the City will obtain for \$70,000.00.

I do not make this statement as an apology for my vote, but merely for the purpose of keeping the record straight so that no one who comes after us can honestly and sincerely say that a matter in Council for a year was a hasty and ill-considered proposition, at least as far as I am concerned.

I formerly held the opinion that Council should not dicker over the purchase price of land the city buys, but should adopt condemnation proceedings and have the courts and juries determine values. However, condemnation proceedings are really expensive proceedings. I refer to the verdicts against the city in the purchase of the Schlelein property on the North Side, and the McCready property in the Larimer avenue district. The Council expected to obtain the Schlelein property, assessed at \$8,000.00 for a figure at or near the assessed value, but the verdict in condemnation proceedings was \$19,000.00, an increase of \$11,000.00. In the McCready purchase the value of \$27,000.00 was given to Council by the people urging the purchase and Council set aside \$30,000.00, but the verdict in condemnation proceedings was \$51,000.00, or an excess cost of \$21,000.00. Just because a court and jury acted in condemnation proceedings is no reason or excuse for the city to continue such extravagances. These recent experiences have caused me to change my former faith in condemnation proceedings as the correct plan when the city wishes to purchase property. The members of

Council as the elected representatives of the people are just as competent to fix values as judges and jurors.

In addition to the objection to condemnation proceedings as being costly extravagances, I have another objection. Under the present laws of the State of Pennsylvania, when the city condemns and takes land for specific purposes the City cannot use such land for any other purpose, nor can the city dispose of the land or give a fee simple title. Such a handicap on the city is monstrous in my opinion. I think we should ask the Legislature to change that law and make it possible for the city to have the same right to dispose of its property as any citizen now has. In any event the city should proceed very carefully before entering into any more condemnation proceedings until the law is changed.

Perhaps the Citizens Committee on City Plan may not approve all of the playground or recreation measures which meet with favor of a majority of this Council. It is not expected that every person will agree on every subject coming before the city government for decision.

I would remind the members of Council that on two or three occasions when Council met with the Citizens Committee on City Plan it was practically the unanimous opinion of the Citizens Committee on City Plan that we should not provide for any swimming pools in the people's bond issue of 1919. I would also remind the members of Council of the arguments put up by myself, as well as other members of Council, who favored swimming pools, but these arguments did not seem to convince the members of the Citizens Committee on City Plan, and they still oppose the construction of swimming pools. However, notwithstanding the opinion of the Citizens Committee on City Plan, we inserted in the people's bond issue provisions for swimming pools in Sheraden, Homewood, Woods Run and the bath house in the Hill District, to be located somewhere near Wylie avenue and Fullerton street. I think the completion of some of these improvements have proven that the members of Council who favored swimming pools represented the judgment of the people of Pittsburgh, because all the pools which have been opened have proven very popular; and since that time Council has granted the petition of the people of Mt. Washington and of the Hill district, and two more swimming pools are provided for this year.

So I repeat, Mr. President, that we cannot always expect the Citizens Committee on City Plan or others to agree on everything this legislative body or any other body might do. For example, the Citizens Committee are opposed to the purchase of the Yard property on the South Side for a playground. I expect to vote for the purchase of the Yard property because I think the people in that community should have recreation facilities. The Yard property is not just what we would like it to be if we could make playgrounds in a minute or without expense, but it is the best available site in that section. I do not refer to the Citizens Committee on City Plan in disrespect, because I have agreed with most of their plans and suggestions. It is my purpose and intention to continue to cooperate with this committee, because they have worked long and hard for the general welfare and deserve the utmost consideration. At the same time, however, as a member of Council, I must make my own decisions and I cannot hope or expect to please everybody all the time.

There is one other matter in connection with this ordinance which requires clearing up as far as the Municipal Record is concerned. It is unfortunate that the President of Council is quoted as having made a statement at the committee meeting last week charging me with having returned from vacation to vote for this ordinance. I emphatically declare that neither the President nor any other member made such a statement at the committee meeting last Tuesday. Perhaps it might be asking too much to expect the President or any other member to deny or repudiate statements published in the newspapers, so I will not embarrass him or any other member of Council by asking him to repudiate the statement; but I must place this challenge in the record that the quotation intended to be that of the President of Council (Mr. Winters) was not delivered in the committee session, because had I heard such a statement I would have resented it immediately.

I do not refer to it now for the purpose of starting a controversy, but merely to keep the Municipal Record clear of any misstatements which appear in the newspapers. For my part I have no objection to the newspapers publishing whatever they care to print about the city business, because as public officials we must expect newspapers to give the public information and news which the news-

papers think should be given to the public, but I am sure in this instance a mistake, or perhaps an error, was made in crediting statements to members of Council who did not make such statements.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Noes—Messrs.

Anderson	Malone
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Ayes—5.

Noes—2.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1152. Resolution authorizing and directing the Collector of Delinquent Taxes, upon payment to him of the sum of \$3,334.51, to receipt for certain taxes and satisfy certain tax liens entered against properties in the First Ward, assessed in the names of Nevin A. Corb, et al., and David L. Newell, et al.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1153. Resolution authorizing and directing the City Controller to transfer the sum of \$150.00 to Code Account No. 1600, from the following code accounts in Bureau of Deed Registry:

Code Account No. 1599,	
Supplies	\$125.00
Code Account No. 1601,	
Equipment	\$ 25.00.
	\$150.00.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1154. Resolution authorizing and directing the City Controller to transfer the sum of \$300.00 from Code Account No. 1228, Salaries, Regular Employees, Division of Tuberculosis Hospital, to Code Account No. 1230, Miscellaneous Services, Tuberculosis Hospital, Department of Public Health.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1155. Resolution authorizing and directing the City Controller to transfer from Code account No. 65, Supplies and Materials, the following sums, amounting to \$1000.00, to the respective code accounts of the Carnegie Free Library of Pittsburgh, to-wit:

\$400.00 to Code Account No. 64, Miscellaneous Services

600.00 to Code Account No. 66, Equipment.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1156. Resolution authorizing the issuing of a warrant in favor of the South Pittsburgh Water Company in the sum of \$100.00, the said sum covering a deposit made with Chartiers Township as security for street opening permit obtained in 1920, and charging same to Code No. 50, Chartiers Township.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1104. Resolution authorizing the issuing of a warrant in favor of the Potter Title and Trust Company in the sum of \$1,537.75, in payment of bills contracted by the City of Pittsburgh for examining titles of property in condemnation proceedings for the acquisition of land located in the Saw Mill Run Valley for park purposes, and charging the same to Bond Fund No. 226, Saw Mill Run Valley Park Bonds, Series "A".

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 1221. Report of the Committee on Public Works for July 26th, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also

Bill No. 1074. An Ordinance entitled, "An Ordinance fixing the rentals of storerooms, stalls and stands in the North Side Market House, and providing the regulations pertaining to said storerooms, stalls and stands."

In Finance Committee, July 26, 1922. Read and amended in Section 1 and

2 as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Malone moved

That the amendments of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English	McArdle
Garland	Robertson
Malone	
Herron (President Pro tem.)	

Noes—Mr. Anderson

Ayes—6.

Noes—1.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Malone also presented.

No. 1222. Report of the Committee on Public Works for July 25, 1922, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1107. An Ordinance entitled, "An Ordinance accepting the dedication of certain property in the Fourteenth Ward of the City of Pittsburgh, for public use for highway purposes, opening and naming the same 'Ben Hur Street', and accepting the grading, paving and curbing thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1158. An Ordinance entitled, "An Ordinance authorizing and directing the grading to a width of 44 feet, paving and curbing of Edgerton avenue, from South Dallas avenue to Lloyd street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1160. An Ordinance entitled, "An Ordinance authorizing and directing the grading to a width

of 44 feet, paving and curbing of South Murtland street, from Reynolds street to Willard street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1161. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on Hamilton avenue and Sterrett street, from a point about 10 feet east of Sterrett street to the existing sewer on Kelly street, and authorizing the setting aside of the sum of Ten thousand (\$10,000.00) dollars from Bond Fund Appropriation No. 215, 'Negley Run Sewer Bonds,' for the payment of the cost thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1167. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the northerly sidewalk of Manchester avenue, from a point about 10 feet west of Sturgeon street to the existing sewer on Manchester avenue near Galveston avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 887. An Ordinance entitled, "An Ordinance authorizing and directing the grading to a width of 16 feet, and paving to a width of 14 feet, of Ira way, from Shady avenue to the westerly terminus distant about 526.42 feet westwardly, and pro-

viding that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And there being three-fourths of the votes of council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Malone also presented

No. 1223. Report of the Committee on Public Works for July 11th, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 537. An Ordinance entitled, "An Ordinance widening certain portions of Second avenue, in the 1st Ward of the City of Pittsburgh, between a point 219.60 feet eastwardly from the first angle in the former northerly line of Second avenue east of Ross street and a point 69.72 feet eastwardly from the second angle in the formerly northerly line of Second avenue east of Ross street, as herein-after designated and described as portions 'A' and 'B', and providing that the costs, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from the properties benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. McArdle arose and said:

Mr. President, this bill for the widening of Second avenue covers the territory involved in the proposition brought to our attention by the Law-Department growing out of the location of the Boulevard of the Allies and the securing of the right of easement over it, for which the Board of Viewers award a verdict, and which it is proposed to settle direct with the property owners for \$65,000.00; and I think it might be well, after the passage of this bill, that the matter be called to the attention of the Law Department or the Department of Public Works, and they take it up with the Mayor, and if that deal is to be consummated it might save some trouble by not allowing this bill to become a law. If necessary, Council can recall this bill from the Mayor pending the disposition of this matter.

The Chair said:

The Clerk will please call the Mayor's attention to the statement made by Mr. McArdle.

And the bill as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions, of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Malone also presented

No. 1224. Report of the Committee on Public Works for July 5th, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 425. An Ordinance entitled, "An Ordinance extending and opening Ferree street and establishing the grade thereof in the 14th Ward of the City of Pittsburgh, from the easterly terminus of Ferree street as dedicated and opened by ordinance No. 90, approved March 15th, 1912, to Asbury Place, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And there being three-fourths of the votes of council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. McArdle presented

No. 1225. Report of the Committee on Public Service and Surveys for July 25, 1922, transmitting sundry ordinances and a lot plan to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1170. City Acres Plan of Lots, in the 28th Ward of the City of Pittsburgh, laid out by Charles F. Burke, and the dedication of the highways shown therein.

Which was read, accepted and approved by the following vote:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

Also

Bill No. 1171. An Ordinance entitled, "An Ordinance approving the 'City Acres Plan of Lots,' in the 28th Ward of the City of Pittsburgh, laid out by Charles F. Burke, accepting the dedication of City way Condor way, Fire way, Greenway drive, Hodgson avenue, Justine street, Merryfield street, Middletown road, Midfield way, Northfield avenue, Shirley street and Shirley way, as shown thereon, for public use for highway purposes, opening and naming the same, and establishing the grades thereon."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1140. An Ordinance entitled, "An Ordinance establishing the grade of On way from Loretta street to Montclair street."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1141. An Ordinance entitled, An Ordinance establishing and re-establishing the grade of Orchlee street, from Shadeland avenue to a point 40 feet west of the west line of the Devises of John Phillips, deceased, Plan."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1142. An Ordinance entitled, "An Ordinance establishing the grade on McClure avenue from Davis avenue to Termon avenue."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1143. An Ordinance entitled, "An Ordinance re-establishing the grade of Spring Garden avenue, from a point 176.10 feet southwardly from Detroit street to a point 706.10 feet southwardly from Detroit street."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1144. An Ordinance entitled, "An Ordinance granting unto the Sterling Land Company, its successors and assigns, the right to construct, maintain and use two 6" conduits under and across Hobart street and one 6" conduit under and across Kamin street, for the purpose of conveying steam and hot water from a central heating plant to twenty-four buildings located on Hobart street, Wendover street and Kamin street, 14th Ward, Pittsburgh."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1163. An Ordinance entitled, "An Ordinance fixing the width and position of the roadway and sidewalks on South Murtland avenue, from Willard street to Reynolds street."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1172. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalk and roadway and establishing the grade of Kish way, from Loretta street to Montclair street."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1173. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalk and roadway and establishing the grade of Lopez way, from Kish way to On way."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1174. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalk and roadway, providing for slopes and parking and re-establishing the grade of Eldora place, from Michigan street to Vandalia street."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1162. An Ordinance entitled, "An Ordinance fixing the width and position of the roadway and sidewalks of Edgerton avenue, from South Dallas avenue to Lloyd street."

Which was read.

Mr. Malone also presented

No. 1226. Communication from Charles. F. Miller, Ass't Chief Engineer, Department of City Planning, stating that a motion had been passed at a meeting of the City Planning Commission held June 28th, 1922, as follows:

That the sketch plan showing the roadway of Edgerton avenue between South Dallas avenue and Lloyd street, as proposed by John E. Born be returned to him with the recommendation that the roadway width be increased from twenty-four (24) to twenty-seven (27) feet, and further that the Commission refers to its Public Works Committee the question of ascertaining a reasonable roadway width for minor residential streets which may be applied wherever feasible.

Which was read, and on motion of Mr. McArdle, received and filed.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
English	McArdle
Garland	Robertson
Herron (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

No. 1184.

City of Pittsburgh, Pennsylvania.

July 24, 1922.

Council of the City of Pittsburgh

Gentlemen:

I am handing you herewith a copy of the petition of the Pittsburgh Railways Company to be filed with the Public Service Commission for an extension of time for raising the \$5,000,000.00 needed for the reorganization of the Company, until November

1922, or later, together with a letter from Charles K. Robinson, Special Assistant, submitting his matter to me.

It would expedite this question if the matter could be taken up by your Body this afternoon, and if we could have your decision as to whether we should consent to this application or not,

Yours respectfully,
(Signed) Richard W. Martin,
City Solicitor.

City of Pittsburgh, Pennsylvania
July 24, 1922.

Richard W. Martin, City Solicitor
City of Pittsburgh,
City-County Bldg.
Pittsburgh, Pa.

Dear Mr. Martin:

Subject: Reorganization of the Pittsburgh Railways Company.

The Pittsburgh Railways Co. has filed a petition with the Public Service Commission, copy of which is enclosed for your information, seeking to extend the time for the raising of the five million dollars, and the reorganization of the Company, until November, 1922, or later. The Public Service Commission had heretofore given its approval to the contract between the City of Pittsburgh, and the Railways Company, upon the condition that the program of reorganization provided for therein, should be effectuated before September 1, 1922. According to the representations made by the officers of the Company and the matters set forth in the petition, it now appears that this will be impossible. The Company, has, therefore, asked for an extension of time to November 1st, or later. The City of Pittsburgh should file an appropriate answer to this petition, and I therefore transmit the same to you that it may be laid before Council and the Mayor, and appropriate authority given to this department to file an answer in behalf of the City.

It is to be regretted that after so many months of negotiation and delay in perfecting the reorganization and rehabilitation of the Pittsburgh Railways Co. that it now seems necessary to give an extension of time for the reorganization. It however, appears that the delay is due to refinancing, and the extraordinary complications of intercorporate relations, and to existing financial obligations which are such that the persons having in charge the reorganization, have

not been able to make satisfactory arrangements with the necessary parties to effect the reorganization before September 1st. Under the circumstances, I believe that the City would be warranted in joining in the request of the Company for an extension of time to November 1st, 1922, and that the City should also insist that every possible step be taken to accomplish the reorganization at the earliest possible date.

Very truly yours,
(signed) Charles K. Robinson,
Special Asst. City Solicitor.

BEFORE THE PUBLIC SERVICE
COMMISSION
of the
COMMONWEALTH OF PENNSYLVANIA

In re: Application of Pittsburgh Railways Company for a Certificate of Public Convenience evidencing the Commission's approval of a contract between the City of Pittsburgh, Philadelphia Company and Pittsburgh Railways Company, providing for the reorganization of the present Pittsburgh Railways Company System and the creation of a Traction Conference Board for the purpose of assisting the management of the Railway Company in giving good service at fair and reasonable rates and other matters pertaining thereto as more fully set forth in said contract.

M. C. Docket No. 1705-1921.

PETITION

To the Public Service Commission of the Commonwealth of Pennsylvania:

The petition of the Pittsburgh Railways Company respectfully represents:

1. That at the above number it presented its application to the Commission for the approval of the above mentioned contract with the City of Pittsburgh, and after due hearing and perusal thereof the Commission approved the same on the 14th day of February, 1922, stating "The Commission finds and determines that the approval of the said contract is necessary and proper for the service, accommodation, convenience and safety of the public, if the program to which the parties are committed under and by virtue of the contract is effectuated on or prior to September 1st, 1922."

2. Your petitioner and its associate, the Philadelphia Company, have been working diligently to carry out the matters and things provided for in the contract, including the reorganization of the present street railway company, the creation of a new company, and the raising of five million dollars for the purpose of the new company, all as provided in the said agreement.

3. That one of the first steps necessary in order to carry out the reorganization of the Pittsburgh Railways Company is the acquisition of the outstanding General Mortgage Bonds of the Pittsburgh Railways Company. Your petitioner and its associate, after prolonged negotiations with groups of bankers in Pittsburgh, New York, Philadelphia and Baltimore, finally made an offer for the General Mortgage bonds of the Pittsburgh Railways Company which they thought was satisfactory to holders thereof, but a sufficient number of the holders did not accept the offer, and as a result negotiations had to be started all over again. In this way much time has been consumed and many of the bonds are still outstanding in the hands of the original holders. It is thought that possession cannot now be secured of these bonds before September 1st, on account of the delay due to the summer vacation season.

At the same time that work was going on for the purpose of acquiring the General Mortgage Bonds of the Pittsburgh Railways Company, meetings were being held with the bankers for the purpose of working out some plan for the reorganization of the Pittsburgh Railways Company system, which would be practical and satisfactory to the holders of securities. Many meetings and conferences have been held on this branch of the work. At the present time it appears that it may be best to make, if possible, a complete reorganization of the system, rather than a partial reorganization which would not affect the underlying securities. Some of the persons most actively interested in the affairs of the Company have made plans to be away from their place of business a large portion of the time between now and September 1st, and it does not seem that any plans can be perfected in the next few weeks.

4. All municipalities in which the street railway system is operated have been given an opportunity to sign agreements similar to the City of Pittsburgh agreement and many of them have signed similar agreements and the contracts are now before the

Commission for approval. Negotiations are being conducted with many municipalities at the present time, but many of the municipalities will still be undecided by September 1st and this work will necessarily continue.

5. Your petitioner, and its associate, have used their very best efforts to accomplish the matters and things necessary to make the said contract effective as of September 1st, 1922, but from causes entirely beyond their control have been unable to do so. For these reasons it would seem advisable that the effective date for the completion of the preliminary program provided in the said contract should be extended to November 1st, 1922, or later.

WHEREFORE your petitioner prays your Honorable Commission to amend the previous order made in this case by finding that the said contract is necessary for the service, accommodation, convenience and safety of the public if the program to which the parties are committed under and by virtue of the contract is effectuated on or prior to November 1st, 1922, or such other and further relief as the Commission may consider necessary in the premises.

PITTSBURGH RAILWAYS COMPANY
By

(Signed) A. W. Thompson,
President.

July 19th, 1922.

Reed, Smith, Shaw & Beal,
A. W. Robertson, Attorneys for
Petitioners,
435 Sixth Avenue, Pittsburgh, Pa.

Commonwealth of Pennsylvania)
)ss:
County of Allegheny)

On this 19th, day of July, 1922, before me the Subscriber, a Notary Public, in and for the said County and State personally appeared A. W. THOMPSON, who being duly sworn according to law deposes and says that he is the President of the Pittsburgh Railways Company and as such charged with the duty of verification of the statements contained in the foregoing petition, and that said statements are true and correct.

(Signed) A. W. Thompson

Sworn to and subscribed before me this 19th day of July, 1922.

(Signed) C. P. Morrison,
Notary Public.

My Commission Expires: 2-14-25.

(Seal)

In Public Service and Surveys Committee, July 25, 1922. Read and ordered returned to council for approval.

Which was read.

Mr. McArdle moved

That the communication be approved and made part of the record.

Which motion prevailed, by the following vote:

Ayes—Messrs.

Anderson

English

Garland

Herron (President Pro tem.)

Malone

McArdle

Robertson

Ayes—7.

Noes—None.

Also, with a negative recommendation,

Bill No. 933. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalk and roadway, providing for slopes and parking and re-establishing the grade of Eldora Place, from Michigan street to Vandalia street."

Which was read.

Mr. McArdle moved

That further action on the bill be indefinitely postponed..

Which motion prevailed.

The Chair presented

No. 1227.

City of Pittsburgh, Penna.,

July 28th, 1922.

To the City Council:

I return without executive approval Bill No. 1108, an ordinance authorizing the relocation of the Nine Mile Trunk Sewer. This ordinance was passed at the request of the Director of the Department of Public Works because he had been unable to obtain the consent of the Pennsylvania Railroad and of the Borough of Wilkinsburg for its construction along the route provided for in the previous ordinance on the subject passed by your honorable body. Since the passage of Bill No. 1108, I am advised that such consents have been obtained. The first route is by far the better from every point of view and now that the other parties have agreed to it, Bill 1108 should not be enacted.

Respectfully submitted,

W. A. Magee,

Mayor.

Which was read.

Also

Bill 1108. An Ordinance entitled, "An Ordinance authorizing the relocation of the Nine Mile Run Trunk Sewer, between Hamilton avenue and the line dividing the City and the Borough of Wilkinsburg; providing that said relocated sewer shall be constructed under an existing contract with the John F. Casey Company, making modifications in certain items of work in said contract; authorizing certain extra work under said contract in payment for the increased cost due to said relocation, and providing for the payment of the costs thereof."

In Council, July 19th, 1922, Rule suspended, bill read three times and finally passed.

Which was read.

Mr. McArdle moved

That the communication and bill be laid over for one week, and that the Director of the Department of Public Works advise Council regarding the change of attitude of the Pennsylvania Railroad Company in this matter, in order that the City may proceed with its original contract.

Which motion prevailed.

Mr. Garland called up

Bill No. 318. Resolution authorizing the issuing of a warrant in favor of Mrs. Shriver Stewart, widow of Police Commissioner Shriver Stewart, in the sum of \$3,000.00, on account of death of said Shriver Stewart, who died as the result of injuries received while in the performance of his duties as a police officer in 1910, said sum being charged to Code Account No. 42, Contingent Fund, to be paid as follows: \$900.00 cash and \$50.00 per month, commencing payment in month of July next and monthly thereafter until the month of December, 1925, inclusive.

In Council, June 19, 1922. Recalled from the Mayor without action thereon, vote reconsidered by which the resolution was read a second and third times and finally passed and resolution laid on the table.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
English
Garland
Herron (President Pro tem.)

Malone
Robertson

Noes—Mr. McArdle.

Ayes—6.

Noes—1.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Mr. Robertson moved

That the Minutes of the proceedings of Council at meetings held on Monday July 17th, Wednesday, July 19th, Monday, July 24th, and Wednesday, July 26th, 1922, be approved.

Which motion prevailed.

MOTIONS AND RESOLUTIONS

Mr. Winters presented

No. 1228. Resolved. That the Director of the Department of Public Works be requested to report promptly to Council the advisability and the cost of making available the property of Mrs. Dallett on Sarah street, between 31st and 32nd Streets; also the property on Carson street at 31st street, and a portion of 31st street, which is unused, for playground purposes, upon exoneration of taxes.

Which was read.

Mr. Winters moved

The adoption of the resolution.

Which motion prevailed.

Mr. McArdle presented

No. 1229. Resolved. That the Director of the Department of Public Works be directed to prepare plans and estimates of cost for the equipment of the Northwest section of Lake Elizabeth, West Park, for use as a swimming pool for adults. Said plans and estimates shall contemplate the use of the second story of present building as part of said equipment.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Which motion prevailed.

Mr. Winters arose to a question of personal privilege, and said:

Mr. President, I will avail myself of the privilege of saying a few words at this time. I wish to apologize for my delay in coming to this meeting, same was caused by my attendance at a demonstration at the Westinghouse Electric and Manufacturing

Company, East Pittsburgh, to which I was invited as President of City Council. The Mayor of our City was also invited, but could not attend, so I thought Pittsburgh should be officially represented. This was a very important event in the industrial history of Pittsburgh and means a great deal to the City of Pittsburgh and its industrial district.

Among other interesting things the Westinghouse Electric & Manufacturing Company shipped a train of 33 cars containing equipment for the electrification of the Chilean State Railways. The utilization of wireless engineering in starting the train marked an epoch in the history of electrical science. The start was accomplished by the closing of a switch on a pole near the railroad track, which closed the electrical circuits, laid out by radio experts and engineers, reacting on the circuits in the locomotive and releasing the controller. This it is said is the first time anything of that nature has been done in the history of the world.

The train measured more than 1300 feet in length, and its cargo is valued at \$750,000.00.

The Chair Said:

Speaking for the members of Council, I am glad that you represented the City of Pittsburgh in an official capacity.

Mr. Winters said:

Mr. President, I understand that the vote on the Dean playground ordinance was taken during my absence. Had I been present when the vote was taken, I would have voted NO for several reasons, many of which will be found in the Municipal Record of 1921. It is not a desirable ground to purchase for playground purposes. In the course of time the City will, I am afraid, be compelled to spend considerable money for retaining walls.

A combined playground and dump is not a good combination.

The matter of the dumping contracts with the company has never been reviewed. The Company had some contracts for dumping privileges there, and nothing has been said whether those contracts will be void if the city purchases the property. What the condition of those contracts were or whether the City will assume uncompleted contracts has not been determined.

Council should certainly have withheld action until after the report asked for from the Department of

Assessors had been received. This report was to show the value of the filling placed on the city streets and alleys belonging to the city. I do not believe anyone has a right to fill in the streets and alleys of the city, collect money for same, and then sell them back to the city without any consideration being given to the fact that that dumpage was upon property that did not belong to the Company, I am sure there should be some rebate due the City.

For this and several other reasons I do not care to indulge in, I would have voted against the ordinance, and for the reasons stated I would like to be put on record as being opposed to the purchase of the property.

President **Winters** at this time took the Chair.

Mr. Herron moved

That the Clerk notify the Directors of the several departments that they have ready for presentation this week any urgent legislation they will require before Council adjourns, for after next Monday Council will adjourn to meet only at the call of the **Chair**.

Which motion prevailed.

Mr. Robertson moved

That a special meeting of Council be called for Thursday, August 3rd, 1922, at 2 o'clock, P. M.

Which motion prevailed.

And on motion of **Mr. Garland**

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Thursday, August 3rd, 1922.

No. 37.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Thursday, August 3rd, 1922.

Council met pursuant to the following call:

Pittsburgh, July 1st, 1922.

Mr. Robert Clark,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Thursday, August 3rd, 1922, at 2 o'clock, p. m., for the consideration of such business as may come before the meeting.

Yours respectfully,

Daniel Winters,
President.

Which was read, received and filed.
Present—Messrs.

Anderson
Borland
Garland
Herron
Malone
McArdle
Robertson
Winters (Pres.)

Absent—Mr. English

PRESENTATIONS

Mr. Anderson presented

No. 1230. Resolution authorizing and directing the City Controller, the Director of the Department of Public Works and the Director of the

Department of Supplies to respectively charge expenditures already made to appropriations in the amounts listed for the Bureau of Recreation:

Appropriation	1905	\$11,708.81
"	1906	7,409.25
"	1907	890.91
"	1908	6,963.84
"	1909	1,087.70
"	1910	462.27
"	1911	461.55
"	1913	4,261.25
"	1914	4,207.50
"	1915	4,684.50
"	1916	3,965.50
"	1917	3,755.83
"	1918	3,403.25
"	1919	2,960.25
"	1920	522.50
"	1922	442.75
"	1923	522.50

Also

No. 1231. An Ordinance appropriating and setting aside from Bridge Bonds, 1922, Bond Fund No. 238, the sum of \$10,000.00 for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services in the Division of Bridges, Bureau of Engineering, Department of Public Works.

Which were read and referred to the Committee on Finance.

Mr. Borland presented

No. 1232. An Ordinance granting unto the Hanlon-Gregory Galvanizing Company, its successors and assigns, the right to construct, maintain and use a switch track on and across Harrison street, 56th street and Berlin way, 10th Ward, Pittsburgh, Pa., for the purpose of conveying materials, etc. from the 54th Street Yard, Pennsylvania Railroad Company, to the property of the Hanlon-Gregory Galvanizing Company.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Garland presented

No. 1233. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$75.00 from Code Account No. 1481, Item A-1, Salaries, Regular Employees, Bureau of Building Inspection, to Code Account No. 1442, Item C. Supplies, Division of Boiler Inspection, General Office, Department of Public Safety.

Also

No. 1234. Resolution authorizing the issuing of a warrant in favor of Friendship Auto Supply Company, Inc., in the sum of \$450.00, to be applied, upon receipt of a good and sufficient deed therefor to the City of Pittsburgh, to payment in full for a triangular piece of ground in Ninth ward, at intersection of Friendship avenue and Torley street, having an area of 175 square feet, and authorizing the transfer for this purpose of \$450.00 from Code Account 1516-F, Department of Public Works, to Code Account 1661, Bureau of City Property.

Also

No. 1235. Resolution authorizing and directing the City Controller to transfer the sum of \$3,000.00 from Code Account No. 42, Contingent Fund, to Code Account 1567½, Repairs to Point Bridge, and authorizing and directing the Director of the Department of Public Works to investigate the condition of the Point Bridge over the Monongahela river, and to employ regular employees of the Bureau of Engineering and such special temporary employees as may be necessary therefor, and charging the cost of salaries and wages therefor to Code Account 1567½, Repairs to Point Bridge.

Also

No. 1236. Resolution authorizing the City Controller to make the following transfer from the Contingent Fund, Appropriation No. 42, to various code accounts in the Bureau of City Property:

From

Contingent Fund, Appropriation No. 42\$18,286.75
To

C. A. 1670—Misc. Services,
City-County Bldg. 700.00
C. A. 1671—Supplies, City-
County Bldg. 15,000.00

C. A. 1682—Misc. Services,
Diamond Market 86.75
C. A. 1683—Supplies, Diamond
Market 2,500.00

Total\$18,286.75

Also

No. 1237. Resolution authorizing and directing the City Controller to transfer the following sums, amounting in the aggregate to \$1,500.00 from Contract No. 715, Duquesne Light Company, Code Account No. 1771, Bureau of Light, to the respective code accounts of the Bureau of Engineering, as set forth, to-wit:

\$ 250.00 to Code Account No. 1526-B,
Miscellaneous Services, Division
of Surveys
75.00 to Code Account No. 1544-C,
Supplies, Division of Bridges.
200.00 to Code Account No. 1572-B,
Miscellaneous Services, Division
of Sewers,
350.00 to Code Account No. 1583-B,
Miscellaneous Services, Division
of Streets.
125.00 to Code Account No. 1587-F,
Equipment, Division of Streets.
500.00 to Code Account No. 1590-E,
General Repaving, Division of
Streets.

\$1,500.00 Total.

Also

No. 1238. Resolution authorizing and directing the City Controller to transfer the sum of \$250.00 from Code Account No. 1537-A-1, Salaries, Regular Employees, Division of Parks & Playgrounds, to Code Account No. 1522-F, Equipment, General Office, Bureau of Engineering.

Also

No. 1239. Resolution authorizing and directing the City Controller to transfer the following sums, to-wit:

From

Code Account 1591, Restoration
Bigelow Boulevard\$ 80.56
Code Account 1590, General
Repaving 8,000.00
Code Account 1560, Materials,
Bridge Repainting 1,712.88

Amounting in the aggregate
to\$9,793.44
To

Code Account 1591, Contract
No. 1242, Controller's Office
File\$9,793.44

Also

No. 1240. Resolution authorizing and directing the City Controller to transfer the sum of \$950.00 from Code Account 1228, Salaries Regular Employees, to Code Account 1230, Miscellaneous Services, Tuberculosis Hospital, Bureau of Infectious Diseases, Department of Public Health.

Also

No. 1241. Resolution authorizing and directing the City Controller to transfer the sum of \$650.00 from Code Account 1235, Salaries of Regular Employees, to Code Account 1238, Miscellaneous Services, Municipal Hospital, Bureau of Infectious Diseases, Department of Public Health.

Also

No. 1242. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$2,500.00 from Appropriation No. 42, Contingent Fund, to the following code accounts:
Code No. 1927, Salaries\$1,125.00
Code No. 1928, Supplies..... 500.00
Code No. 1929, Equipment..... 875.00
Bath House and Comfort Station, Crawford street and Wylie avenue.

Also

No. 1243. An Ordinance appropriating and setting aside an additional sum of \$43,000.00 from Bond Fund Appropriation No. 236, "Sewer Bonds" 1922 for the payment of the cost of completing Contract No. 5481, Mayor's Office File No. 281, entered into March 1st, 1921, with the Thomas Cronin Company for the reconstruction of the Soho Run Trunk Sewer from Reed street to Brady street, and the construction of relief sewer on Chauncey street and Reed street.

Also

No. 1244. Communication from C. H. Pridgeon, President and Trustee of The Pittsburgh Bible Institute, asking that the building of said institution be furnished water at the charity rate.

Which were severally read and referred to the Committee on Finance.

Mr. Herron presented

No. 1245. Communication from Frank S. Delp, Attorney-at-law, asking that his client, John Brinker, be refunded \$45.00 for moving picture permit which he could not use on account of the City closing his theatre.

Which was read and referred to the Committee on Finance.

Also

No. 1246. An Ordinance authorizing and directing the grading, paving and curbing of Kincaid street, from North Mathilda street to the southwest line of G. Weber property, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1247. An Ordinance authorizing the construction of a relief sewer on Elysian street, Selwyn street and north sidewalk of Lynhurst Green, from existing sewer on Hastings street to the existing sewer on Beechwood Boulevard, describing same, and setting aside the sum of \$8,000.00 from the proceeds of Bond Fund Appropriation No. 236, "Sewer Bonds, 1922, for the payment of the cost thereof.

Which were read and referred to the Committee on Public Works.

Mr. Malone presented

No. 1248. An Ordinance authorizing and directing the construction of a public sewer on Timberland avenue, from a point about 575 feet northwest of Abstract avenue to the existing sewer on Edgebrook avenue, with a branch sewer on Abstract avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1249. An Ordinance authorizing and directing the construction of a public sewer on Shady avenue, from a point about 415 feet south of Monitor street to the existing sewer on Monitor street, with a branch sewer on Ebdy street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1250. An Ordinance authorizing and directing the construction of a public sewer on Vera way, from points about 30 feet northeast of Breckenridge street and about 20 feet southwest of the northeasterly terminus of Vera way, to the existing sewer connection on Vera way northeast of Breckenridge street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1251. An Ordinance authorizing and directing the construction of a public sewer on Parviss street, from a point about 550 feet north of Benton avenue to the existing sewer on Parviss street, north of Benton avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1252. An Ordinance authorizing and directing the construction of a public sanitary sewer on Pioneer avenue between Brookline Boulevard and West Liberty avenue near Hargrove street, on Ray avenue, from Pioneer avenue to Plainview street, and on Stetson street from Pioneer avenue to an existing sewer at a point 130 feet north of Pioneer avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1253. An Ordinance authorizing and directing the construction of a public sewer on the west sidewalk of Wightman street, from a point about 50 feet south of Phillips avenue to the existing sewer on the east sidewalk of Wightman street south of Melvin street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1254. Resolution authorizing the issuing of a warrant in favor of the M. O'Herron Company for the sum of \$3,392.06 for extra work on the contract for grading, regrading, etc., of the Boulevard of the Allies, from a point 163.22 feet east of Brady street to a point 559.73 feet east of Brady street, etc., and charging same to Contract No. 1218 on file in the City Controller's Office.

Also

No. 1255. Resolution approving the payment of \$1,887.24 to Booth & Flinn, Ltd., for extra work on the contract for the grading, paving and curbing of Shiras avenue, from Palm Beach avenue to Candace street, and authorizing and directing the City Controller to charge same as part of the cost of said improvement.

Also

No. 1256. Resolution approving the payment of \$15,368.46 to Booth &

Flinn, Ltd., for extra work on the contract for the grading, paving and curbing, etc., of the Boulevard of the Allies from Gist street to a point east of Seneca street, and authorizing and directing the City Controller to charge same as part of the cost of said improvement.

Also

No. 1257. Resolution approving the payment of \$2,269.36 to Booth & Flinn, Ltd., for extra work on the contract for the grading, paving and curbing of Saranac avenue, from West Liberty avenue to Palm Beach avenue, and authorizing and directing the City Controller to charge same as part of the cost of said improvement.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 1258. Petition for certain improvements on Braham street, 24th Ward.

Which was read and referred to the Committee on Public Works.

Mr. Robertson presented

No. 1259. Resolution authorizing and directing the City Controller to transfer the sum of \$800.00 from Appropriation No. 42, Contingent Fund, to Code Account No. 68-A, Wages, Temporary Employees, Allegheny Playground Association, for the purpose of paying employees at the Riverview Park Swimming Pool.

Also

No. 1260. Petition of residents of East street, between Ventura street and Creek street and the immediate vicinity, asking that the City establish a playground in that locality.

Which were read and referred to the Committee on Finance.

The Chair presented

No. 1261. Communication from Attorney Albert G. Liddell, asking that his clients, Dunn & Ryan, contractors, be reimbursed for extra work performed on the contract for the construction of the Hazelwood avenue relief sewer, amounting to \$3,861.70.

Also

No. 1262. An Ordinance creating additional positions in the Bureau of Recreation, Crawford street Bath House, Department of Public Works, and fixing the rate of compensation thereof.

Which were read and referred to the Committee on Finance.

Also

No. 1263. An Ordinance fixing the width and position of the north-erly sidewalk of Brownsville avenue, from Manor street to the first angle east of Carson street East.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 1264. Communication from the Board of Commissioners of Allegheny County approving the placing of the bust of William Pitt in the corridor of the City-County Building.

Which was read.

Mr. Garland moved

That the communication be received and filed.

Which motion prevailed.

Mr. Garland moved

A suspension of Rule VIII, providing that a printed copy of each bill or resolution shall be mailed to each member of Council at least 48 hours' previous to its consideration by Council.

Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 1265. Report of the Committee on Finance for August 1st, 1922, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1195. An Ordinance entitled, "An Ordinance fixing the wages of all carpenters employed by the City of Pittsburgh."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1202. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Street Improvement Bonds, 1922, Bond Fund Appropriation No. 237, certain sums amounting in the aggregate to Two hundred fifty-five thousand (\$255,000.00) dollars for the payment of the City's share of the cost, damages and expenses of improving the Boulevard of the Allies, Manchester avenue, and East street."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 2112. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the purchase of an automobile for the Department of City Council, and setting aside funds for the payment thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 885. Resolution authorizing the issuing of a warrant in favor of D. J. Counahan for the sum of \$67.50, covering 7½ days lost, at \$9.00 per day, on account of injuries received while in the discharge of his duties as a plumber employed by the General Office of the Department of Public Safety, and charging the same to Code Account No. 42, Workmen's Compensation Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1105. Resolution authorizing the issuing of warrants in favor of the following persons in the sums set opposite their respective names, in payment of forfeits posted by them at No. 6. Police Station and alleged to have been misappropriated by Willard

A. Wilson, a patrolman acting as Magistrate's Clerk, and charging the same first to Special Fund Deposited by bondsmen of Willard A. Wilson, and the balance to be charged to Code Account No. 42, Contingent Fund:

John J. Gilluly	55.00
Alfred France	55.00
Jos. Dickens	15.00
William McCune	100.00
John O'Carroll	55.00
Charles Ross	45.00
A. J. Soldon	55.00
Peter Macuso	55.00
W. N. Onning	55.00
Wm. Thompson	306.39
John L. Harris	15.00
C. W. Laughlin	55.00
Isadore Bloomberger	10.00
Joseph E. Lowry	50.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1137. Resolution authorizing the issuing of a warrant in favor of John Lauderbaugh, member of the Bureau of Fire for the sum of \$284.82, for time lost and doctor's bill for injuries received while on duty as driver at No. 20 Engine House; the period of lost time extending from March 27th, to May 21st, 1922, a total of 56 days, and charging same to Appropriation No. 44-M, Workmen's Compensation Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1204. Resolution authorizing the issuing of warrants in favor of the following persons, refunding excessive assessment on properties in the wards shown and for the amounts shown below, and charging the same to Appropriation No. 41, Refunding Taxes and Water Rents:

Pittsburgh Garage Co.	
4th Ward	\$ 84.00
The Oakland-Pittsburgh Co.	
5th Ward	48.00
Frank W. Canning	
14th Ward	4.71
Lulu B. Hetzel	
14th Ward	6.00
Wm. H. & Elizabeth Wunderlich	
14th Ward	5.88
Wm. Flaccus Oak Leather Co.	
24th Ward	116.40
Wm. Woods	
26th Ward	24.57

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 884. Resolution authorizing the issuing of a warrant in favor of C. E. McKim in the sum of \$46.15, reimbursing him for expenses incurred in locating leak in front of his property at 335 McKee Place, which proved to be a leak in the city service line, and charging same to Appropriation No. 42, Contingent Fund.

In Finance Committee, August 1st, 1922, Read and amended by striking out "\$46.15" and by inserting in lieu thereof "\$23.08", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1199. Resolution exonerating the Western Pennsylvania Hospital, owner of a certain lot of ground in the Eighth ward, Pittsburgh, Pa., fronting on the southerly side of Friendship avenue, extending from Millvale avenue to Gross street, and using the same as a purely public charity, from the payment of taxes for the year 1922 in the sum of \$681.39.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1200. Resolution setting aside in Appropriation No. 42, Contingent Fund, for the use of the Department of Public Works in defraying the necessary expenses of erection, also decoration of stands and other expenses incidental to the acceptance of the bust of William Pitt in the rotunda of the City-County Building.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1201. Whereas, the Bureau of Highways and Sewers has outstanding certain unpaid bills for repairs to equipment incurred during 1921, and there are certain requirements for repairs to equipment now in use, absolutely necessary to continue Bureau operations, and

Whereas, there are certain appropriations for supplies which have been expended for commodities absolutely necessary for the operation of the functions of the Bureau, and

Whereas, the Bureau of Highways and sewers has no funds from which these accounts can be liquidated or for the purchase of certain supplies necessary for the operation of the Bureau functions, for the remainder of the fiscal year.

Resolved, That the City Controller be and he is hereby authorized and directed to transfer from Code Account No. 1771, Contract No. 715, Duquesne Light Company, Bureau of Light, the sum of \$9,970.00 to the several Code Accounts below set forth:

From Code No. 1771, Contract No. 715, Duquesne L. Co., Bureau of Light, To Code No. 1609, Supplies, Division Offices	\$ 500.00
From Code No. 1771, Contract No. 715, Duquesne L. Co., Bureau of Light, To Code No. 1614, Supplies, Stables & Yards	500.00
From Code No. 1771, Contract No. 715, Duquesne L. Co., Bureau of Light, To Code No. 1616, Repairs, Stables & Yards	4,735.90
From Code No. 1771, Contract No. 715, Duquesne L. Co., Bureau of Light, To Code No. 1623, Supplies, Cleaning Highways	1,000.00
From Code No. 1771, Contract No. 715, Duquesne L. Co., Bureau of Light, To Code No. 1625, Repairs, Cleaning Highways	1,502.80
From Code No. 1771, Contract No. 715, Duquesne L. Co., Bureau of Light, To Code No. 1635, Supplies, Sewer Drops	200.00
From Code No. 1771, Contract No. 715, Duquesne L. Co., Bureau of Light, To Code No. 1657, Repairs, Asphalt Plant	1,531.30
	\$9,970.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1205. Resolution authorizing and directing the City Controller to transfer \$3,200.00 from Code Account 1878, Wages Temporary Employees, Street Tree Division, to Code Account 1807, Supplies, Schenley Conservatory.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 500. Resolution authorizing and directing the Mayor to execute and deliver a deed for a piece of ground on Warren street to W. S. Koerner for the sum of \$700.00.

In Finance Committee August 1st, 1922, read and amended by striking out "\$700.00" and by inserting in lieu thereof "\$800.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1207. Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into a lease with Rev. Lawrence A. O'Connell for property known as lots Nos. 58, 60, 62, 64 Congress street, covering an area of 84x90 feet, for playground purposes, with the privilege of renewing said lease at the expiration thereof, for the exoneration of the city taxes, and authorizing the issuing of a warrant in favor of Rev. Lawrence A. O'Connell in the sum of \$622.10, on account of refunding city taxes paid by him on the property aforesaid, and charging same to Appropriation No. 41, Refunding taxes and water rents.

In Finance Committee, August 1st, 1922, read and amended by striking out "\$622.10" and by inserting in lieu thereof "311.05", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Mr. Malone presented

No. 1266. Report of the Committee on Public Works for August 1st, 1922, transmitting several ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 938. "An Ordinance entitled, "An Ordinance authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving of Manchester avenue, from South avenue to Ridge avenue, and the regrading, repaving, recurbing and otherwise improving of Strobel street, Reedsdale street, Sturgeon street and Allegheny avenue, and the grading of Strobel way as affected thereby, describing the limits thereof, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance

with the provisions, of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 939. An Ordinance entitled, "An Ordinance authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving East street, from Tripoli street to the first angle distant about 100 feet south of Royal street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 991. An Ordinance entitled, "An Ordinance authorizing and directing the grading, to a width of 38 feet, paving and curbing of Bryant street, from Heberton street to Winterton street, and providing that the costs damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 1208. Resolution approving the payment of extras amounting to \$2,878.74 in the contract with Booth Flinn, Ltd., for the grading, paving and curbing of Mackinaw avenue, from Saranac avenue to Wenzell avenue, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1209. Resolution approving the payment of extras amounting to \$9,074.38, in the contract with the M. O'Herron Company for the repaving, etc. of Carson Street East, and the other streets affected thereby, from Smithfield street to South 7th street, and authorizing and directing

the City Controller to charge the same as part of the cost of said improvement.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Mr. Borland presented

No. 1267. Report of the Committee on Public Service and Surveys for August 1, 1922, transmitting sundry ordinances and a lot plan to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1218. Kincaid Park Plan of Lots, 10th Ward, Pittsburgh, Pa., laid out by John E. Born and the dedication of the street, avenue and way shown therein.

Which was read, accepted and approved by the following vote:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

Also

Bill No. 1219. An Ordinance entitled, "An Ordinance approving the 'Kincaid Park Plan of Lots', in the 10th Ward of the City of Pittsburgh, laid out by John E. Born, accepting the dedication of Kincaid street, Mossfield avenue and Reno way, as shown thereon for public highway purposes, opening and naming the same, fixing the width and position of the sidewalks and roadway and establishing the grades thereon."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 252. An Ordinance entitled, "An Ordinance establishing the grade on Wapello street, from Termon avenue to Cornell avenue."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1214. An Ordinance entitled, "An Ordinance re-establishing the grade of Bowen street, from

Sturgeon street to a point 98.91 feet eastwardly therefrom."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1215. An Ordinance entitled, "An Ordinance re-establishing the grade of Sturgeon street, from Bowen street to Manchester avenue."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1216. An Ordinance entitled, "An Ordinance reestablishing the grade of Allegheny avenue, from Ridge avenue to Wolfendale street"

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 972. An Ordinance entitled, "An Ordinance granting unto the Hardie Brothers Company, its successors and assigns, the right to construct, maintain and use coal hopper and ash bin on Pike street located 284 feet west of the western building line of 14th street along the property of the Hardie Brothers Company, 2nd Ward, Pittsburgh, Pa."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Malone moved

That, so long as it does not entail any additional expense, it be the sense of Council that the employees of the City on a per diem basis be granted a two weeks vacation with pay.

Which motion prevailed.

Mr. McArdle presented

No. 1268. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Appropriation 1352, Wages Regular employees, Mayview Coal Mine, at the City Home and Hospitals, to Code Account 1302 Miscellaneous Services, General Office, Department of Charities.

Which was read and referred to the Committee on Finance.

Also

No. 1269. Resolved, That the Director of the Department of Public Works be requested to prepare and present to Council an ordinance widening Pius street at its intersection with Birmingham street, in the 17th Ward, in such manner as may be necessary for the elimination of the dangerous condition which now exists at that point.

Which was read.

Mr. McArdle moved

The adoption of the resolution. Which motion prevailed.

And on motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Saturday, August 5th, 1922.

No. 38.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERSPresident
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Saturday, August 5th, 1922.

Council met pursuant to the following call:

Pittsburgh, August 3rd, 1922.

Mr. Robert Clark,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Saturday morning, August 5th, 1922, at 11 o'clock, for the consideration of committee reports and such other business as may come before the meeting.

Yours respectfully,

Daniel Winters,
President.

Which was read, received and filed.

Present—Messrs.

Anderson McArdle
Borland Robertson
Garland Winters (Pres.)
Malone

Absent—Messrs.

English Herron

PRESENTATIONS

Mr. Garland presented

No. 1270. Resolution authorizing the issuing of a warrant in favor of Mrs. C. P. Clark in the sum of

\$2,500.00, being settlement in full of any and all claims for damages which she might have against the City of Pittsburgh arising out of injuries she received June 4, 1921, by being struck by a golf ball while driving in an automobile near the golf links in Schenley Park, and charging the same to Code Account No. 42 (Contingent Fund).

Which was read and referred to the Committee on Finance.

The Chair (Mr. Winters) presented

No. 1271. Resolution authorizing the issuing of a warrant in favor of Adam Bleber for the sum of \$125.00, in full for all claims for damage to his automobile which was damaged by city fire truck running into it at the corner of Aiken avenue and Liberty avenue, and charging same to Appropriation No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

Also

No. 1272.

Pittsburgh, Pa., August 4, 1922.

Mr. Daniel Winters,

Pres. City Council,

City-County Building

Dear Sir:

In accordance with a conversation with Director McCandless, I herewith request the use of Pearl street and Liberty avenue, as a site for a public market.

About two years ago, Council granted me this privilege, and now that the preserving season has arrived, I feel that it would greatly benefit the people of the district in reducing the prices of food products.

Hoping that this request will be

granted and assuring you my appreciation of the same, I am,

Yours truly,

John J. Dean

Which was read, and on motion of Mr. Robertson, received and filed, and the Director's attention to be called to the ordinance of December 6th, 1920, granting John J. Dean the use of part of Pearl street as a curb market, and that it is the sense of Council that the request of Mr. Dean be granted.

Also

No. 1273. Communication from J. C. Wright inviting the members of Council to attend the thirty-fifth anniversary of his marriage on Monday evening, August 7th, 1922, at 8 o'clock, at 6473½ Aurelia street, Pittsburgh, Pa.

Which was read, and on motion of Mr. Robertson, received and filed, invitation accepted, and as many members of Council as possible, requested to attend.

Mr. Garland moved

A suspension of Rule VIII, providing that a printed copy of each bill or resolution shall be mailed to each member of Council at least 48 hours previous to its consideration by Council.

Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 1274. Report of the Committee on Finance for August 3rd, 1922, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1231. An Ordinance entitled, "An Ordinance appropriating and setting aside from Bridge Bonds, 1922, Bond Fund No. 238, the sum of \$10,000.00 for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services in the Division of Bridges, Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson

Borland

Garland

Malone

McArdle

Robertson

Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1243. An Ordinance entitled, "An Ordinance appropriating and setting aside an additional sum of \$43,000.00 from Bond Fund Appropriation No. 236, 'Sewer Bonds', 1922, for the payment of the cost of completing Contract No. 5481, Mayor's Office File No. 281, entered into March 1st, 1921, with the Thomas Cronin Company for the reconstruction of the Soho Run Trunk Sewer from Reed street to Brady street, and the construction of relief sewer on Chauncey street and Reed street."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson

Borland

Garland

Malone

McArdle

Robertson

Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1262, An Ordinance entitled, "An Ordinance creating additional positions in the Bureau of Recreation, Department of Public Works, and fixing the rate of compensation thereof."

In Finance Committee, August 3rd, 1922, read and amended in section 1 as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	McArdle
Borland	Robertson
Garland	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 921. Resolution authorizing and directing the City Controller to transfer the sum of \$2,600.00 from Appropriation Account No. 1752, Wages, Regular Employees, to Appropriation Account No. 1754, Miscellaneous Services, Department of Public Works, Bureau of Water, Mechanical Division.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	McArdle
Borland	Robertson
Garland	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1233. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$75.00 from Code Account No. 1481, Item A-1, Salaries, Regular Employees, Bureau of Building Inspection to Code Account No. 1442, Item C, Supplies, Division of Boiler Inspection, General Office, Department of Public Safety.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	McArdle
Borland	Robertson
Garland	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1237. Resolution authorizing and directing the City Controller to transfer the following sums, amounting in the aggregate to \$1,500.00 from Contract No. 715, Duquesne Light Company, Code Account No. 1771, Bureau of Light, to the respective code accounts of the Bureau of Engineering, as set forth, to-wit:

\$ 250.00 to Code Account No. 1526-B, Miscellaneous Services, Division of Surveys

75.00 to Code Account No. 1544-C, Supplies, Division of Bridges.

200.00 to Code Account No. 1572-B, Miscellaneous Services, Division of Sewers.

350.00 to Code Account No. 1583-B, Miscellaneous Services, Division of Streets.

125.00 to Code Account No. 1587-F, Equipment, Division of Streets.

500.00 to Code Account No. 1590-E, General Repaving, Division of Streets.

\$1,500.00 Total.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland
Garland
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1238. Resolution authorizing and directing the City Controller to transfer the sum of \$250.00 from Code Account No. 1537, A-1, Salaries, Regular Employees, Division of Parks & Playgrounds, to Code Account No. 1522-F, Equipment, General Office, Bureau of Engineering.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland
Garland
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1240. Resolution authorizing and directing the City Controller to transfer the sum of \$950.00 from Code Account 1228, Salaries Regular Employees, to Code Account 1230, Miscellaneous Services, Tuberculosis Hospital, Bureau of Infectious Diseases, Department of Public Health.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland
Garland
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1241. Resolution authorizing and directing the City Controller to transfer the sum of \$650.00 from Code Account 1235, Salaries of Regular Employees, to Code Account 1238, Miscellaneous Services, Municipal Hospital, Bureau of Infectious Diseases, Department of Public Health.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	McArdle
Borland	Robertson
Garland	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1242. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$2,500.00 from Appropriation No. 42, Contingent Fund, to the following code accounts:

Code Account No. 1927, Salaries	\$1,125.00
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Code Account No. 1928, Supplies	500.00
---------------------------------------	--------

Code Account No. 1929, Equipment	875.00
--	--------

Bath House and Comfort Station, Crawford street and Wylie avenue.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	McArdle
Borland	Robertson
Garland	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1268. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Appropriation 1352, Wages, Regular Employees, Mayview Coal Mine, at the City Home and Hospitals, to Code Account 1302, Miscellaneous Services, General Office, Department of Charities.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	McArdle
Borland	Robertson
Garland	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1230. Resolution authorizing and directing the City Controller, the Director of the Department of Public Works and the Director of the Department of Supplies respectively to charge expenditures already made to appropriations in the amounts listed:

Appropriation 1905	\$11,708.81
" 1906	7,409.25
" 1907	890.91
" 1908	6,963.84
" 1909	1,087.70
" 1910	462.27
" 1911	461.55
" 1913	4,261.25
" 1914	4,207.50
" 1915	4,684.50
" 1916	3,965.50
" 1917	3,755.83
" 1918	3,403.25
" 1919	2,960.25
" 1920	522.50
" 1922	442.75
" 1923	522.50

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland
Garland
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1235. Resolution authorizing and directing the City Controller to transfer the sum of \$3,000.00 from Code Account..... to Code Account 1567½, Repairs to Point Bridge, and authorizing and directing the Director of the Department of Public Works to investigate the condition of the Point Bridge over the Monongahela River and to employ regular employees of the Bureau of Engineering and such special temporary employees as may be necessary therefor, and charging the cost of salaries and wages therefor to Code Account 1567½, Repairs to Point Bridge.

In Finance Committee, August 3rd, 1922, Read and amended by inserting in blank space the words "To. 42, Contingent Fund," and by striking out the words "temporary employees" and by inserting in lieu thereof the words "Engineering Services," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland

McArdle
Robertson

Garland
Malone

Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1239. Resolution authorizing and directing the City Controller to transfer the following sums, to-wit:

From

Code Account 1591, Restoration Bigelow Boulevard	\$ 80.56
Code Account 1590, General Repaving	8,000.00
Code Account 1560, Materials, Bridge Repainting	1,712.88

Amounting in the aggregate to\$9,793.44

To.

Code Account 1591, Contract No 1242, Controller's Office File \$9,793.44

In Finance Committee, August 3rd, 1922, Read and amended by striking out the words "1590, General Repaving," and inserting in lieu thereof the words "1755, Contract No. 1288," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland
Garland
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1259. Resolution authorizing and directing the City Controller to transfer the sum of \$800.00 from Appropriation No. 42, Contingent Fund, to Code Account No. 68, A-Wages, Temporary Employees, Allegheny Playground Association, for the purpose of paying employees at the Riverview Park Swimming Pool.

In Finance Committee, August 3rd, 1922, Read and amended by striking out "\$800.00" and by inserting in lieu thereof "\$900.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	McArdle
Borland	Robertson
Garland	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1234. Resolution authorizing the issuing of a warrant in favor of Friendship Auto Supply Company, Inc., in the sum of \$450.00, to be applied, upon receipt of a good and sufficient deed therefor to the City of Pittsburgh, to payment in full for a triangular piece of ground in the Ninth Ward, at the intersection of Friendship avenue and Torley street,

having an area of 175 square feet, and authorizing and directing the City Controller to transfer the sum of \$450.00 from Code Account 1516-F, Department of Public Works, to Code Account 1661, Bureau of City Property.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

The Chair presented

No. 1275.

City of Pittsburgh, Penna.,

June 19, 1922.

FINANCE COMMITTEE OF COUNCIL.

Gentlemen:—

With reference to Bill No., being a resolution authorizing and directing the Mayor to issue, and the Controller to countersign, a warrant in favor of the Friendship Auto Supply Company, Inc., in the sum of \$450.00, for the purchase of a triangular piece of ground at the corner of Friendship avenue and Torley street, in the Ninth Ward, Pittsburgh, we submit the following:—

This matter was presented to the Law Department through a communication from Charles A. Finley, Director of the Department of Public Works, dated April 18, 1922, in which he stated that it was desirable to acquire this property, and in which he requested us to negotiate with the owner, and submit the owner's best price, together with our recommendation.

The tract occupies a rather strategic position at the intersection of Friendship avenue and Torley street, with a frontage of 24.09 feet on Friendship avenue and 26.61 feet on Torley street, with an area of 175 square feet, and, as we understand it, the acquisition of this ground is desired for the purpose of benefiting traffic conditions at that point.

The present owner is the Friendship Auto Supply Company, Inc., a Pennsylvania corporation, of which one, Thomas R. Lloyd is president. The asking price in the first instance was

\$600.00, but after considerable negotiations with Mr. Lloyd and his counsel, a price of \$450.00 was verbally submitted as the owner's best price, and we so advised Director Finley.

While we believe that \$450.00 is more than the actual market value of the property, we are, however, of the opinion that it would be more desirable to accept this offer than that the City should be put to the expense of condemnation proceedings, which would doubtless in the end entail a greater expense.

We are handing you herewith the correspondence submitted to us with Director Finley's letter of reference of April 18, 1922, together with blue print showing the location and dimensions of the property proposed to be procured.

Yours truly,
Richard W. Martin
City Solicitor.

Which was read, and on motion of Mr. Garland, received and filed.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.	
Anderson	McArdle
Borland	Robertson
Garland	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Mr. McArdle moved

That after the purchase of this property from the Friendship Auto Supply Co., Inc., the Department of Public Works present an ordinance to include this property within the street lines.

Which motion prevailed.

Mr. Malone presented

No. 1276. Report of the Committee on Public Works for August 3rd, 1922, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.
Also, with an affirmative recommendation

Bill No. 1247. An Ordinance entitled, "An Ordinance authorizing

the construction of a relief sewer on Elysian street, Selwyn street, and north sidewalk of Lynhurst Green, from existing sewer on Hastings street to the existing sewer on Beechwood Boulevard, describing same and setting aside the sum of \$8,000.00 from the proceeds of Bond Fund Appropriation No. 236, 'Sewer Bonds,' 1922, for the payment of the cost thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	McArdle
Borland	Robertson
Malone	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1248. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Timberland avenue, from a point about 575 feet northwest of Abstract avenue to the existing sewer on Edgebrook avenue, with a branch sewer on Abstract avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	McArdle
Borland	Robertson
Malone	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1249. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Shady avenue, from a point about 415 feet south of Monitor street to the existing sewer on Monitor street, with a branch sewer on Eddy street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	McArdle
Borland	Robertson
Malone	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1250. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Vera way, from points about 30 feet northeast of Breckenridge street and about 20 feet southwest of the northeasterly terminus of Vera way to the existing sewer connection on Vera way northeast of Breckenridge street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	McArdle
Borland	Robertson
Malone	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1251. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Parviss street, from a point about 550 feet north of Benton avenue to the existing sewer on Parviss street north of Benton avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	McArdle
Borland	Robertson
Malone	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1252. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sanitary sewer on Pioneer avenue, between Brookline Boulevard and West Liberty avenue near Hargrove street, on Ray avenue, from Pioneer avenue to Plainview street, and on Stetson street, from Pioneer avenue to an existing sewer at a point 130 feet north of Pioneer avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	McArdle
Borland	Robertson
Malone	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1253. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the west sidewalk of Wightman street, from a point about 50 feet south of Phillips avenue to the existing sewer on the east sidewalk of Wightman street south of Melvin street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	McArdle
Borland	Robertson
Malone	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1254. Resolution authorizing the issuing of a warrant in favor of M. O'Herron Company for the sum of \$3,392.06, for extra work on

the contract for grading, regrading, etc. of the Boulevard of the Allies, from a point 163.22 feet east of Brady street to a point 559.73 feet east of Brady street, etc., and charging same to contract No. 1218 on file in the City Controller's Office.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	McArdle
Borland	Robertson
Malone	Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1255. Resolution approving the payment of extras amounting to \$1,887.24, in the contract with Booth Flinn, Ltd., for the grading, paving and curbing of Shiras avenue, from Palm Beach avenue to Candace street, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	McArdle
Borland	Robertson
Malone	Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1256. Resolution approving the payment of extras amounting to \$15,368.46, in the contract with Booth & Flinn, Ltd., for the grading, paving and curbing, etc. Boulevard of the Allies, from Gist street to a point east of Seneca street, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	McArdle
Borland	Robertson
Malone	Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1257. Resolution approving the payment of extras amounting to \$2,269.36, in the contract with Booth & Flinn, Ltd., for the grading, paving and curbing of Saranac avenue, from West Liberty avenue to Palm Beach avenue, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Mr. Borland presented

No. 1277. Report of the Committee on Public Service and Surveys for August 3rd, 1922, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1232. An Ordinance entitled, "An Ordinance granting unto the Hanlon-Gregory Galvanizing Company, its successors and assigns, the right to construct, maintain and use a switch track on and across Harrison street, 56th Street and Berlin way, 10th Ward, Pittsburgh, Pa., for the purpose of conveying materials, etc. from the 54th Street Yard, Pennsylvania Railroad Company, to the property of the Hanlon-Gregory Galvanizing Company."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1263. An Ordinance entitled, "An Ordinance fixing the width and position of the northerly sidewalk of Brownsville avenue, from Manor street to the first angle east of Carson street East."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. McArdle presented

No. 1278. Whereas, the City is desirous of securing a suitable location and building for the location of a Central Police Station and certain magistrates' courts and allied activities at the least possible cost, consistent with proper administration of these functions; therefore, be it

Resolved, That the Mayor be requested to have the City Architect, and other department officers directly interested in this problem, make a study of the section of Exhibit Hall, Exposition Building, now occupied by the city garage and Bureau of City Property for office uses, together with the upper part of said section formerly used as a theatre and now vacant, and any additional territory of said Exhibit Hall that might be necessary, and report their recommendations to Council.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Which motion prevailed.

Mr. Malone moved

That the Mayor be requested to have the City Architect, and other department officers directly interested in securing a suitable location for a central police station and certain magistrates' courts and allied activities, submit sketches and estimates of cost of erecting a building on the site of

the present North Side City Hall to take care of these activities, as well as any other activities desired to be placed in this building.

Which motion prevailed.

Mr. McArdle moved

That Council adjourn to meet at the call of the Chair.

Which motion prevailed.

And the Chair stated

Council will now adjourn to meet at the call of the Chair.

And Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, September 11th, 1922.

No. 39.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, September 11, 1922.

Council met pursuant to the following call:

Pittsburgh, September 8, 1922.

Mr. E. J. Martin,
Clerk of Council.

Dear Sir:

Please call a meeting of Council for Monday, September 11th, 1922, at 2:00 o'clock, P. M., for the purpose of taking up the regular order of business.

Yours respectfully,

Daniel Winters,
President.

Which was read, received and filed.

Present—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Absent—Mr. English.

PRESENTATIONS

Mr. Anderson presented

No. 1279. Resolution authorizing the issuing of a warrant in favor of John C. Calhoun, Superintendent of

the Bureau of Police, for the sum of \$96.00 covering moneys expended for State Driver's Licenses for motorcycle patrolmen and patrol wagon drivers in the Bureau of Police for the year 1922, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 1280. Resolution authorizing the issuing of warrants in favor of the following employees of the Bureau of Police for moneys expended by them in securing evidence against illegal liquor selling and other violations of the law, and charging same to Appropriation No. 42: J. P. Clancy for \$46.25; Jeremiah L. Deasy for \$68.05; E. J. Means for \$74.80, and Frank Vincent for \$27.75.

Also

No. 1281. Resolution authorizing, empowering and directing the City Controller to transfer \$225.00 from Code Account No. 1426-A-1, Salaries, Regular Employees, General Office, to Code Account 1437, Item C, Supplies, Division of Weights and Measures, General Office Department of Public Safety; \$4,250.00 from Code Account No. 1444 A-1, Salaries, Regular Employees, to Code Account No. 1449, Item C, Supplies, Bureau of Police; and \$2,000.00 from Code Account No. 1461-A-1, Salaries, Regular Employees, to Code Account No. 1464, Item C, Supplies, Bureau of Fire.

Which were severally read and referred to the Committee on Finance.

Also

No. 1282. An Ordinance granting unto the Pennsylvania Railroad Company, its successors and assigns, the right to construct, maintain and use two switch tracks on and across Railroad street at the intersection of 24th street and 11 tracks on and across 23rd street, located between Railroad street and Smallman street, for the purpose of conveying materials, etc., to the Produce Delivery

Yard, property of the Pennsylvania Railroad Company, 2nd Ward, Pittsburgh, Pa.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 1283. An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof.

Also

No. 1284. Resolution authorizing the issuing of a warrant in favor of the Animal Rescue League of Pittsburgh, Pa., for the sum of \$2,225.76 covering work done during the months of July and August, 1922, and charging the same to Code Account No. 1460, Item B. Miscellaneous Services, Dog Pound, Bureau of Police.

Which were read and referred to the Committee on Public Safety.

Mr. Borland presented

No. 1285. An Ordinance granting unto the Western Pennsylvania Hospital, its successors and assigns the right to construct, maintain and use a reinforced concrete tunnel under and across Millvale avenue at a point 54½' south of Friendship avenue connecting the two properties of the Western Pennsylvania Hospital, 8th Ward, Pittsburgh, Pa.

Also

No. 1286. An Ordinance granting unto the Pittsburgh & Lake Erie Railroad Company, its successors and assigns, the right to erect, maintain and use supports for signal transmission lines on the top chord of truss, southern end of 10th Street Bridge, providing for carrying 11 wires in line with the Pittsburgh & Lake Erie Railroad, for the purpose of operating signal system in connection with the movement of trains, 17th Ward, Pittsburgh, Pa.

Also

No. 1287. An Ordinance re-establishing the grade of Bascom street, from Perrysville avenue to the second angle westwardly therefrom.

Also

No. 1288. An Ordinance establishing the grade of the west and south curb lines of Beechwood Boulevard, from Penn avenue to a point 615.55 feet northwardly from the northerly line of Fifth avenue.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 1289. Report of the Department of Public Health showing amount of garbage and rubbish removed during the month of June 1921 and the month of June 1922.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 1290. An Ordinance authorizing and directing the Mayor to employ an efficiency engineer.

Also

No. 1291. Resolution authorizing the issuing of a warrant in favor of W. B. Richart in the sum of \$400.00, in payment for damage to his automobile which was commandeered by police officers, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 1292. Resolution authorizing the issuing of a warrant in favor of the Borough of Sharpsburg in the sum of \$413.20 in payment of assessment against property owned by the City of Pittsburgh, for grading and paving Cecil alley, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 1293. Resolution authorizing and directing the City Controller to set aside on Contract No. 921, with W. & H. Walker, Allegheny Garbage Company Department, the sum of \$17,013.02 from Appropriation No. 1261, Garbage and Rubbish Disposal, and authorizing the issuing of a warrant in favor of the said W. H. Walker, Allegheny Garbage Company Department, for \$17,013.02, in full payment of the cost of garbage and rubbish collection and disposal for the year ending December 31st, 1921 and charge same to Appropriation No. 1261.

Also

No. 1294. Resolution authorizing the issuing of a warrant in favor of Stephen Sagi for \$200.00, in full settlement of any and all claims for damages which he might have against the City of Pittsburgh, arising out of an accident that occurred on January 23, 1922, at 8.00 o'clock, P. M., when Stephen Sagi was injured while walking down the Home Rule Steps, on account of a broken step, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 1295. Resolution authorizing the issuing of warrants in favor of the following named persons:—Martin Grogan for \$11.76; A. W. Schles-ter, \$48.00; Sarah Ann Damm, \$6.00; Annie E. Carlin, \$7.45; Peter Farkaly, \$18.00; Louis Stephany, \$11.00, on ac- count of refunding city taxes paid in excessive assessment, and charging same to Appropriation No. 41, Refund- ing Taxes and Water Rents.

Also

No. 1296. Resolution author- izing the issuing of a warrant in favor of the Ohio & Pittsburgh Milk Com- pany for the sum of \$985.60, refunding penalty charges on water rents for the years 1919 to 1922, inclusive, and charging same to Code Account No. 41, "Refunding Taxes and Water Rents".

Also

No. 1297. Resolution author- izing and directing the City Control- ler to transfer the following sums, to-wit:

From Code Account No. 1548, Equipment, Division of Bridges, (Bridges other than toll)	\$ 300.00
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From Code Account No. 1557, Wages, Regular Employees, Division of Bridges, Bridge Repainting	4,200.00
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From Code Account No. 1560, Materials, Division of Bridges, Bridge Repainting	5,500.00
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Amounting in the aggregate to	\$10,000.00
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To Code Account 1542, Salaries, Regu- lar Employees, Division of Bridges.

Also

No. 1298. Resolution authoriz- ing and directing the City Controller to appropriate and set aside from the proceeds of Water Bonds, Series "A", 1919, Appropriation No. 203, the sum of \$35,000.00 for the purpose of payment of engineering and Mechan- ical and other services performed by employees of the Bureau of Water, Department of Public Works, in the improvement and extension of water system, installation of water meters, etc., in the prosecution of the work contemplated in the ordinance author- izing the sale of said bonds; that said Appropriation shall be known as No. 203-A, Salaries and Wages.

Also

No. 1299. Resolution authoriz- ing and directing the Mayor to exe- cute and deliver a deed to Steve Stulz for Lot No. 82 in the Joseph Nixon Plan, located on Naylor street, 14th Ward, for the sum of \$255.00.

Also

No. 1300. Resolution author- izing and directing the Mayor to exe- cute and deliver a deed to Benjamin H. Hirshenson for Lot No. 37 in James McGinnis Plan of Lots in the 20th Ward, for the sum of \$100.00.

Which were severally read and re- ferred to the Committee on Finance.

Mr. Herron presented

No. 1301. Resolution authoriz- ing and directing the City Controller to transfer the sum of \$200.00 from Code Account No. 1538, B, Miscella- neous Services, Division of Parks and Playgrounds, to Code Account No. 1520-C, Supplies, General Office, Bu- reau of Engineering.

Also

No. 1302. Resolution authoriz- ing the issuing of a warrant in favor of the Pitt Construction Company for the sum of \$611.12 for extra work done on the contract for the improve- ment of the Boulevard of the Allies, Viaduct No. 2, Concrete Slab, Railings, etc., Contract No. 9, and charging same to Code Account No. 207, Con- tract No. 1281, on file in City Control- ler's Office.

Also

No. 1303. Resolution author- izing the issuing of a warrant in fa- vor of J. Toner Barr for the sum of \$133.63 for extra work done on the contract for the Reconstruction of Sidewalks on west approach to Center Avenue Bridge, Contract No. 4, and charging same to Appropriation No. 204, Bond Issue 1919.

Also

No. 1304. Resolution author- izing the issuing of a warrant in fa- vor of the Dravo Contracting Company for the sum of \$1,844.55, for extra work done on the contract for the Boulevard of the Allies, Viaduct No. 1, Foundations, Contract No. 1, and charging same to Appropriation No. 207, Bond Issue of 1919.

Which were severally read and re- ferred to the Committee on Finance.

Mr. Malone presented

No. 1305. Petition for the grading, paving and curbing of Darl- ington Road, between Beacon street and Beechwood Boulevard.

Also

No. 1306. An Ordinance authorizing and directing the grading, paving and curbing of Darlington road, from Beacon street to Beechwood Boulevard, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1307. Petition for the grading, paving and curbing of Kelvin street, between Mutual street and Chartiers avenue.

Also

No. 1308. An Ordinance authorizing and directing the grading, paving and curbing of Kelvin street, from Mutual street to Chartiers avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1309. An Ordinance authorizing and directing the construction of a public sewer on Webster avenue and Blessing street, from the existing sewer at a point about 60 feet west of Finland street to the existing sewer on Blessing street at a point about 200 feet north of Webster avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1310. An Ordinance providing for the making of a contract or contracts for furnishing and erecting asphalt tanks at Municipal Asphalt Plant No. 1.

Also

No. 1311. Petition for the construction of a boardwalk with a balustrade extending from 147 Wallace street to Wadsworth street.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 1312. Resolution authorizing and directing the City Controller to transfer the sum of \$240.00 from Code Account No. 1891-B, Bands to Code Account No. 1892-B, Choral Leader and Lantern Slides, Summer Concerts.

Also

No. 1313. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to make and execute a lease with John Duffy for use of the space under the first and second sections of the viaduct of the Boulevard of the Allies east of Brady street and providing the terms and conditions of said lease, and the rental therefor.

Which were read and referred to the Committee on Finance.

Also

No. 1314. Petition for the grading, paving and curbing of Minsinger street, from Southern avenue to Boggs avenue.

Also

No. 1315. An Ordinance authorizing and directing the grading to a width of 40 feet, paving and curbing of Minsinger street, from Southern avenue to Boggs avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1316. Petition for the grading, paving and curbing of Wills street, between Peck way and a point 250.81 feet south of Minsinger street.

Also

No. 1317. An Ordinance authorizing and directing the grading, paving and curbing of Wills street, from Peck way to property line distant about 235.5 feet south of Minsinger street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Robertson presented

No. 1318. Resolution authorizing and directing the Mayor to execute and deliver a deed to Wm. J. Minsinger for property known as No. 59 Engine House located on Warren street, 25th Ward, for the sum of \$2,450.00.

Also

No. 1319. Copy of Petition for the annexation of a portion of Reserve Township to the City of Pittsburgh, with additional signatures.

Which were read and referred to the Committee on Finance.

Also

No. 1320. Communication from Charles A. Finley, Director of the Department of Public Works, transmitting ordinances for the widening of Galveston avenue and Pollmey street, and the opening of Manchester avenue, in the 22nd Ward.

Also

No. 1321. An Ordinance opening Manchester avenue, in the 22nd Ward of the City of Pittsburgh, from Allegheny avenue to Sturgeon street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 1322. An Ordinance widening Pollmey street, in the 22nd Ward of the City of Pittsburgh, from Galveston avenue to Sturgeon street, providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby, and changing the name of a portion thereof to "Manchester avenue".

Also

No. 1323. An Ordinance widening Galveston avenue, in the 22nd Ward of the City of Pittsburgh, from South avenue to Pollmey street, providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby and changing the name thereof to "Manchester avenue."

Also

No. 1324. An Ordinance authorizing and directing the construction of a public sewer on the easterly sidewalk of Portola avenue and on the roadway of Delaware street, from points 60 feet north and 50 feet south of the crown on Portola avenue, to the existing sewers on Delaware street at Orleans street, southeast of Chemung street and northeast of Perysville avenue respectively. With a branch sewer on Wayland way. And providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Also

No. 1325. An Ordinance providing for the making of a contract or contracts for the laying and con-

struction of a two (2) inch concrete wearing surface on the roadway base around the North Side Reservoir, and providing for the payment thereof.

Also

No. 1326. Resolution giving consent of the City of Pittsburgh to the Commonwealth Real Estate Company to lay water pipe lines on Fair Oaks avenue, from Malvern avenue to Bennington avenue; Fair Oaks avenue from Inverness avenue to Murdoch street; Squirrel Hill avenue from Maynard street to Fair Oaks avenue; Bennington avenue from Maynard street to Fair Oaks avenue; Inverness avenue from Maynard street to Fair Oaks avenue, and Murdoch street from Wilkins avenue to Armand way, under the direction and supervision of the Director of the Department of Public Works; giving the City the right to purchase said pipe lines; providing that the cost of laying and establishing the pipe lines and appurtenances shall not exceed the sum of \$11,000.00; and providing further that the City may install water service connections, hydrants and other appurtenances in a manner and to the same extent as though such pipe lines were the property of the City.

Which were read and referred to the Committee on Filtration and Water.

The Chair presented

No. 1327. An Ordinance giving the consent of the City of Pittsburgh to the annexation of the contiguous Borough of St. Clair.

Also

No. 1328. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Angiolina Rodgers for \$39.95, being 50 per cent. of the excess meter rate over the former flat rate on property at 43-47 Crawford street, Third Ward.

Also

No. 1329. Resolution authorizing the Mayor and the Director of the Department of Public Works to place the necessary fire insurance on the Oliver Bath House, located at South Tenth and Bingham streets.

Also

No. 1330. Communication from the Board of Commissioners of Allegheny County asking for a conference relative to the purchase of a portion of the Arsenal property as a site for the approach to the Fortieth Street Bridge.

Also

No. 1331. Communication from Ralph L. Smith, Esq., relative to proposed exchange of property of the City of Pittsburgh on Stanton avenue with Wm. McFarland and Roger Williams.

Also

No. 1332. Communication from the Pittsburgh Petroleum Company asking permission to drill wells for oil or gas on city playground property in the 28th Ward.

Also

No. 1333. Petition of residents of the Morningside District requesting an appropriation of \$500.00 for 1923 to purchase playground equipment for the Morningside District.

Also

No. 1334. Petition of Business Men's Association of Sheraden and vicinity asking that sufficient money be placed in the 1923 appropriations for the employment of attendants at the Sheraden Swimming Pool.

Also

No. 1335. Communication from the Pittsburgh Chapter, The American Institute of Architects, approving the recommendations of the Citizens Committee on City Plan, relative to the purchase of, and the equipment of, property for playgrounds.

Also

No. 1336. Communication from the American Association of Engineers endorsing the recommendations of the Citizens Committee on City Plan relative to the purchase of, and the equipment of property for playgrounds.

Also

No. 1337. Communication from the 18th Ward Board of Trade endorsing the recommendations of the Citizens Committee on City Plan relative to the purchase of, and the equipment of property, for playgrounds.

Also

No. 1338. Report of the Department of Public Works on Bill No. 1228, Resolution requesting a report from the Department of Public Works as to the advisability and cost of making available property of Mrs. Dallett on Sarah street, between South 31st and 32nd streets, and the property on Carson street at South 31st street, and a portion of South 31st street, which is unused, for playground purposes, upon exoneration of taxes.

Also

No. 1339. Communication from I. S. Allen asking for damages on ac-

count of his automobile being run into by city fire engine while said machine was parked in front of his residence at 1425 Chateau street.

Which were severally read and referred to the Committee on Finance.

Also

No. 1340. Communication from Ernest Mielke complaining of the condition of steps leading from Brighton road to Courtright street.

Also

No. 1341. Communication from Thomas Sackles making application for rental of space under the Boulevard of the Allies at the intersection of Forbes and Brady streets.

Which were read and referred to the Committee on Public Works.

Also

No. 1342. Communication from Dr. C. J. Vaux, Director, Department of Public Health relative to inspection made during the month of July as to the dumping of rubbish on the Soho Playgrounds.

Also

No. 1343. Communication from Dr. C. J. Vaux, Director, Department of Public Health relative to inspection made during the month of August as to the dumping of rubbish on the Soho Playgrounds.

Which were read.

Mr. McArdle moved

That the communications be received and filed.

Which motion prevailed.

Also

No. 1344. Report of George W. McCandless, Director, Department of Public Safety relative to the City granting permission to John J. Dean to operate a market on Pearl street.

Which was read, received and filed.

Also

No. 1345.

DEPARTMENT OF LAW. PUBLIC UTILITIES LITIGATION

Pittsburgh, July 24, 1922.

Honorable Daniel Winters,
President of Council,
City-County Building,
Pittsburgh, Pa.

Dear Mr. Winters:

Subject: Reorganization Pittsburgh Railways Company.

The Pittsburgh Railways Company is presenting its petition to the Public Service Commission today, asking for the further extension of time

to perfect the reorganization of the Company. They are anxious that the City should join in their request if possible, and would like to present their position to Council as early as convenient.

They have suggested that they would appear before Council this afternoon if agreeable to Council.

Would you please let me know as early as possible so I can make arrangements accordingly?

Very truly yours,

Charles K. Robinson
Special Asst.
City Solicitor.

Which was read, received and filed.

Also

No. 1346. Communication from J. N. Calvert, Secretary of Allegheny County Council, Veterans of Foreign Wars, thanking Council for action in permitting Veterans of Foreign Wars, who are city employees, to be absent while attending National Encampment at Seattle, Wash.

Which was read, received and filed.

Also

No. 1347. Communication from Mrs. Jeannette F. Barton, Chairman of Civic Department, Congress of Women's Clubs, endorsing proposition of Retail Merchants' Association to make parking restrictions 1 hour instead of one-half hour.

Which was read and referred to the Committee on Public Safety.

Also

No. 1348. An Ordinance Authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with the Borough of Homestead in the manner and form provided for herein, for the purpose of enabling the City of Pittsburgh to sell water to the Borough of Homestead, subject to the terms and conditions herein provided.

Which was read and referred to the Committee on Finance.

UNFINISHED BUSINESS

Bill No. 1227. Communication from the Mayor returning, without his approval, Bill No. 1108, Ordinance authorizing the relocation of the Nine Mile Run Trunk Sewer, etc.

In Council, July 31st, 1922, Read and laid over for one week.

Which was read, received and filed.

Also

Bill No. 1108. An Ordinance entitled, "An Ordinance authorizing the relocation of the Nine Mile Run Trunk Sewer, between Hamilton avenue and the line dividing the City and the Borough of Wilkinsburg; providing that said relocated sewer shall be constructed under an existing contract with the John F. Casey Company, making modifications in certain items of work in said contract; authorizing certain extra work under said contract in payment for the increased costs due to said relocation, and providing for the payment of the costs thereof."

In Council, July 31st, 1922, Bill returned by the Mayor without his approval and laid over for one week.

Which was read.

The Chair presented

No. 1349.

City of Pittsburgh, Penna.,

August 9, 1922.

President and Members of Council,

City of Pittsburgh.

Gentlemen:—

Replying to your motion of July 31, 1922, relative to Bill No. 1108, an Ordinance authorizing the relocation of Nine Mile Run Trunk Sewer and requesting that the Director of the Department of Public Works advise Council regarding the change of attitude of the Pennsylvania Railroad in this matter.

I am unable to furnish any advice on the change of attitude of the Pennsylvania Railroad other than to recite the history of the case. The representatives of the Pennsylvania Railroad declined to construct the necessary sewer on the original location, which location was not in the natural water course. Upon the passage of an ordinance by the City, upon the recommendation of this Department, changing the sewer to the natural water course, the Pennsylvania Railroad changed its attitude and offered to construct the sewer in its original location.

The construction of this sewer involves three interests, viz: the City of Pittsburgh, the Pennsylvania Railroad and the Borough of Wilkinsburg. The original location is believed to best serve the joint interests of all three,

and it was therefore deemed advisable, in view of the change of attitude of the Pennsylvania Railroad, to return to the original location.

Your very truly,
Chas. A. Finley,
Director.

Which was read, received and filed.

And on the question, "Shall Bill No. 1108 become a law notwithstanding the objections of the Mayor?"

The ayes and noes were ordered taken agreeably to law, and were:

Noes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Fres.)

Ayes—None.

Noes—8.

And there not being two-thirds of the votes of council in the affirmative the objections of the Mayor were sustained.

The Chair also presented

No. 1350.

City of Pittsburgh, Penna.,

August 11th, 1922.

TO THE COUNCIL OF THE
CITY OF PITTSBURGH:

I return, without approval, Bill No. 1195, an Ordinance increasing the wages of the carpenters in the employ of the City of Pittsburgh, for the reason that your honorable body has made no provision for the payment of such increase.

Yours truly,
W. A. Magee,
Mayor.

Which was read, received and filed.

Also

Bill No. 1195. An Ordinance entitled, "An Ordinance fixing the wages of all carpenters employed by the City of Pittsburgh."

In Council, August 3rd, 1922, Rule suspended, bill read three times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

Mr. McArdle arose and said:

Mr. President, I think it well to say just a word in connection with this bill. The intent, purpose and effect of this bill will be to provide that the City shall do what it has been doing

for a great many years, to pay to the carpenters in its employ the same rate of wages that the employing interests of the City of Pittsburgh are paying to the men that are employed in enterprises.

In connection with the Mayor's objections, I just want to point out that it does not seem to me to have any weight. The effect of the passage of the bill might be to deplete the appropriations a little earlier than they would otherwise be depleted; but there is no obligation on the part of any department to continue these men beyond the time when the appropriation runs out.

This is by no means the first time that an increase has been granted to employees under the current union rate during the progress of the fiscal year, and which resulted, of course, in an earlier depletion of the appropriation set up for this class of service, this can be met this time by curtailing in some degree the number of days of service, unless Council in the meantime provides additional funds; so I do not feel that any serious weight can be attached to the objections outlined in the Mayor's message.

Mr. Anderson arose and said:

Mr. President, it is my intention to present a resolution transferring money from the Contingent Fund or some other fund to pay this extra money to the carpenters in the service of the City.

I think there are 24 or 25 carpenters employed by the City. I do not want the members of Council to lose sight of the fact that the carpenter's wages were reduced \$2.00 per day last year, and the City received the benefit of that reduction. The wages of carpenters were increased last May from \$8.00 to \$9.00, and the carpenters in the city service have been working since that time on the old scale.

I do not think Council will have much trouble in providing the extra amount of money required to meet the increase provided for in this ordinance. The City should provide as good a wage as private corporations who are employing the same class of service.

And the question recurring, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Nees—None.

And there being two-thirds of the votes of council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

Also

No. 1351.

City of Pittsburgh, Penna.,

August 11th, 1922.

TO THE COUNCIL OF THE
CITY OF PITTSBURGH:

I return, without approval, Bill No. 1155, which would authorize a transfer of \$1,000.00 from Code Account No. 65 to No. 54 and No. 56, \$400 and \$600 respectively, for the reason that I have been unable to learn the purpose of the transfer.

Yours truly

W. A. Magee,
Mayor.

Wich was read.

Also

Bill No. 1155. Resolution authorizing and directing the City Controller to transfer from Code Account No. 65, Supplies and Materials, the following sums, amounting to \$1,000.00 to the respective code accounts of the Carnegie Free Library of Pittsburgh, to-wit:

\$400.00 to Code Account No. 54, Miscellaneous Services;

600.00 to Code Account No. 66, Equipment.

In Council, July 31st, 1922, Rule suspended, read three times and finally passed.

Which was read.

Mr. Herron moved

That the communication and bill be laid over for one week.

Which motion prevailed.

Also

No. 1352.

City of Pittsburgh, Penna.,

August 13th, 1922.

TO THE COUNCIL OF THE
CITY OF PITTSBURGH:

I return, without approval, Bill No. 1137, a resolution authorizing the issuance of a warrant in favor of

John Lauderbaugh, a driver in the Bureau of Fire, for \$284.82 for lost time and doctor's bill resulting from injuries received while on duty, for the reason that there is not sufficient evidence that the claim is justly due in view of the fact that the employee did not comply with Rule 42 of the General Rules of the Bureau of Fire which provides that in case of injury preventing the performance of fire duty, the fireman must be examined by the city physician and a report made to the Chief of the Bureau.

Respectfully submitted,

W. A. Magee,
Mayor.

Which was read.

Also

Bill No. 1137. Resolution authorizing the issuing of a warrant in favor of John Lauderbaugh, member of the Bureau of Fire, for the sum of \$284.82, for time lost and doctor's bill for injuries received while on duty as driver at No. 20 Engine House; the period of lost time extending from March 27th to May 21, 1922, a total of 56 days and charging same to Appropriation No. 44-M, Workmen's Compensation Fund.

In Council, August 3rd, 1922, Rule suspended, read three times and finally passed by a two-thirds vote.

Which was read.

Mr. Herron moved

That the communication and bill be laid over for one week and a copy of the communication be furnished each member of Council.

Which motion prevailed.

MOTIONS AND RESOLUTIONS

Mr. McArdle presented

No. 1353. Resolved, That the Department of Public Works prepare and present to Council an ordinance establishing the grade on Pauline street, between West Liberty avenue and Crosby avenue, in the 19th Ward.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Which motion prevailed.

Also

No. 1354. Resolved, That the Department of Public Works be requested to take prompt measures to correct the present unsatisfactory drainage conditions in the vicinity of

Warrington and West Liberty avenues, near Saw Mill Run, and report to Council when, in the judgment of the Department, this condition will be relieved.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Which motion prevailed.

Mr. Malone presented

No. 1355. Whereas, From April to September, 1922, practically no coal was produced on account of labor disputes between the Operators and Miners; and

Whereas, The above months are usually the times that coal is mined for Winter supplies, especially for large corporations, the lake trade and domestic use; and

Whereas, Notwithstanding that the Operators and Miners have settled their differences, and the mines are now working and producing coal, the shortage caused by the mines being closed during the above period cannot be made up during the next two or three months; and

Whereas, The large buyers of coal, such as the manufacturing companies, the purchasing agents for the distributing companies in the Great Northwest and other big consumers will be in the market taking all the coal they can secure, leaving the amount of coal for the retail trade much below its requirements, and at a price that will be a hardship on the ultimate consumer; and

Whereas, Even though the mines may produce sufficient coal for all during the next three or four months, the present railroad trouble, and the condition of coal cars and service, raises the serious question as to transportation between mine and point of use; and

Whereas, The situation is such that if coal can be secured (which is the first consideration) it will probably be at an exorbitant cost; and

Whereas, The City of Pittsburgh has the authority to purchase, store and sell coal at cost to the residents of this City, under Bill No. 369, P. L. 1917, which is a supplement to the Act governing the City of Pittsburgh; and

Whereas, The present is the time to prepare for a critical situation, and so that our citizens will not suffer from a shortage of coal and so that they may purchase coal at a fair price; Therefore, be it

Resolved, That the Mayor certify that an emergency exists and that Council appropriate a sufficient sum of money to purchase coal for the purpose of selling same to the residents of the City of Pittsburgh at a price that will be as near as possible to the actual cost of purchase, storage and disposal.

Which was read.

Mr. Malone moved

The adoption of the resolution.

Mr. McArdle moved

To amend the resolution, in the last paragraph, by inserting after the word "Mayor" the words "be requested to".

Which motion prevailed.

And on the question, "Shall the resolution, as amended, be adopted?"

The motion prevailed.

Mr. Garland and Mr. Winters (President) voting No.

Mr. Robertson presented

No. 1356. Whereas, The Jacks Run Bridge has been closed for a period of about two weeks to vehicular traffic; and

Whereas, All said vehicular traffic is routed via Brighton road, which is a serpentine drive, and in wet and icy weather is very dangerous to life and limb; Therefore, be it

Resolved, That the Council of the City of Pittsburgh hereby requests the Board of Commissioners of Allegheny County to repair the floor of the Jacks Run Bridge so that vehicles may traverse the same.

Which was read.

Mr. Robertson moved

The adoption of the resolution.

Which motion prevailed.

The Chair presented

No. 1357. It is the intention of the United States Government to erect and operate a tuberculosis hospital on lands adjacent to the filtration plant of the City of Pittsburgh in Ross Township, Allegheny County; and

Whereas, It is necessary, in the interest of the health of the citizens of Pittsburgh, to preserve the Allegheny River waters above the said filtration plant from the discharge in the said river of any pathogenic germs; Now, therefore, be it

Resolved, That the Director of the Department of Public Works and the Director of the Department of Public

Health be requested to investigate and make report to the City Council of the plans of the Federal Government with respect to such hospital and particularly as to the disposal of the sewerage, both storm and sanitary.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Which motion prevailed.

Mr. Garland presented

No. 1358. An Ordinance authorizing the leasing of vacant lots number forty-four and forty-five in the Sidney Gregg Plan of Lots on Brownsville avenue, with the option of purchase, and fixing the terms, rental and conditions thereof.

Which was read and referred to the Committee on Finance.

Mr. Robertson presented

No. 1359. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to acquire certain real estate from D. C. Devlin adjacent to Riverview Park for the purpose of extending Riverview Park.

Which was read and referred to the Committee on Finance.

Mr. Herron moved

That the Minutes of the proceedings of Council at meetings held on Monday, July 31st, Thursday, August 3rd, and Saturday, August 5th, 1922, be approved.

Which motion prevailed.

And on motion of Mr. McArdle,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, September, 18th, 1922.

No. 40.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERSPresident
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, September 18, 1922.

Council met.

Present—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

PRESENTATIONS

Mr. Anderson presented

No. 1360. Resolution authorizing and directing the City Controller to transfer \$1,560.00 from Appropriation No. 42, Contingent Fund, to various appropriations as listed, for the purpose of providing funds for the payment of current union wages to carpenters in the employ of the City:—

To

Appropriation 1318, Wages Temporary Employees, Mayview....	\$ 96.00
Appropriation 1428, Wages Regular Employees, D. P. S.....	384.00
Appropriation 1550, Wages Regular Employees, Bridge Repairs, Bureau of Engineering	192.00

Appropriation 1640, Wages Temporary Employees, Boardwalks and Steps, Bureau of Highways and Sewers 120.00

Appropriation 1653, Wages Temporary Employees, Asphalt Plant, Bureau Highways & Sewers 96.00

Appropriation 1668, Wages Regular Employees, City-County Building 96.00

Appropriation 1761, Wages Temporary Employees, Mechanical Division, Bureau of Water 96.00

Appropriation 1753, Wages Temporary Employees, Distribution Division, Bureau of Water 96.00

Appropriation 1804, Wages Regular Employees, Schenley conservatory 96.00

Appropriation 1814, Wages Temporary Employees, North Side Conservatory 96.00

Appropriation 1829, Wages Temporary Employees, Highland Park 96.00

Appropriation 1906, Wages Temporary Employees Bureau of Recreation 96.00

Which was read and referred to the Committee on Finance.

Also

No. 1361. An Ordinance granting unto the Pennsylvania Railroad Company, its successors and assigns, the right to construct, maintain and use one switch track on and across Pike street located 97' west of 14th Street and five tracks on and across 13th Street located between Pike street and 11' north of Etna street, for the purpose of conveying materials, etc. to the Freight Yards of the Pennsylvania Railroad Company, 2nd Ward, Pittsburgh, Pa.

Also

No. 1362. An Ordinance authorizing the Mayor and the Director of the Department of Public Works

for and upon behalf of the City of Pittsburgh to enter into a contract with the Pennsylvania Railroad Company for the purpose of re-establishing the grade of Pike street from 13th Street to 14th Street, re-establishing the grade of 13th Street from Pike street to Etna street and for regrading and repaving said portion of Pike street and 13th Street; and also for the vacation of Etna street from 13th Street eastwardly about 222 feet to the westerly property line of the American Steel and Wire Company.

Also

No. 1363. An Ordinance re-establishing the grade of Pike street, from Thirteenth street to Fourteenth street.

Also

No. 1364. An Ordinance establishing the grade of Thirteenth street, from Etna street to Pike street.

Also

No. 1365. An Ordinance vacating Etna street, in the Second Ward of the City of Pittsburgh, from Thirteenth street to a point two hundred twenty-two (222) feet eastwardly therefrom.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Borland presented

No. 1366. Petition of property owners of the Twenty-eighth Ward for the placing of steps on Short street.

Which was read and referred to the Committee on Public Works.

Also

No. 1367. Petition for the vacation of Maderia street, from a point 165 feet west of Rosedale street to a point 275 feet west of Rosedale street.

Also

No. 1368. An Ordinance vacating Maderia street, from a point 165.0 feet west of Rosedale street to a point 275.0 feet west of Rosedale street.

Also

No. 1369. An Ordinance fixing the width and position of the roadway and sidewalks of Webster avenue, from Orion street to the first angle eastwardly therefrom and providing for slopes and parking.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 1370. Report of the Department of Public Health showing the amount of garbage and rubbish removed during the month of August 1921 and the month of August 1922.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 1371. Resolution authorizing the issuing of a warrant of John Brinker in the sum of \$45.00, refunding the amount paid by him for a license to operate a picture theatre situated on Homewood avenue, which the Department of Public Safety ordered closed; and charging same to Code Account No. 42, Contingent Fund.

Also

No. 1372. Resolution approving the payment of \$69.75 to the M. O'Herron Company for extra work on the contract for the Boulevard of the Allies Steps and Auxiliary Wall at the Soho School, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Also

No. 1373. Resolution authorizing and directing the City Controller to transfer the sum of \$11,440.00 from Code Account No. 42-3, Wharf Parking, to Code Account No. 49, Interest.

Also

No. 1374. Resolution authorizing and directing the City Controller to transfer the sum of \$12,000.00 from Code Account No. 1036, Repairs, Fire Apparatus, to Code Account No. 1033, Supplies, Municipal Garage and Repair Shop, for the purpose of providing funds for the purchase of gasoline for the balance of the fiscal year.

Also

No. 1375. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving, resurfacing and otherwise improving walks in West Park and authorizing the setting aside the sum of \$7,000.00 from the proceeds of the sale of "West Park Improvement Bonds, 1919," Appropriation No. 200, for the payment of the cost thereof.

Also

No. 1376. An Ordinance appropriating and setting aside from the proceeds of Bigelow Boulevard Improvement Bonds, Bond Fund Appropriation No. 191, the sum of Thirteen thousand (\$13,000.00) Dollars for the payment of expenses, including wages, supplies, equipment and materials incurred by the Bureau of Highways and Sewers for additional construction work in connection with the improvement of the Bigelow Boulevard, between Elm street and 17th street incline.

Also

No. 1377. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Sixty thousand dollars (\$60,000.00), and providing for issue and sale of bonds of said City in said amount to provide additional funds for the acquisition and installation of apparatus, appliances and appurtenances, and the laying of wires and construction of conduits for the relocation of the central fire alarm station, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 1378. An Ordinance providing for the advertising for bids and the letting of a contract or contracts to the lowest responsible bidder to be entered into jointly by the City of Pittsburgh and the County of Allegheny for the term of five (5) years for the furnishing of electricity for lighting and power purposes in the new City-County Building, the Allegheny County Court House, the Allegheny County Jail, and the Allegheny County Morgue, and providing for the cost thereof for the fiscal year 1922 and the succeeding years.

Also

No. 1379. An Ordinance providing for the advertising for bids and the letting of a contract or contracts to the lowest responsible bidder to be entered into jointly by the City of Pittsburgh and the County of Allegheny for the term of five (5) years for the furnishing of steam for heating purposes in the new City-County Building the Allegheny County Court House, the Allegheny County Jail, and the Allegheny County Morgue, and providing for the cost thereof for the fiscal year of 1922 and for the succeeding years.

Also

No. 1380. An Ordinance authorizing the Delinquent Tax Collector and Treasurer of the City of Pittsburgh to accept from the Consolidated Ice Company of Pittsburgh, and other corporations, persons and partnerships involved in a test case to determine the legality and reasonableness of the water rates of the City of Pittsburgh, the face amount of the water rents or taxes respectively assessed against the said parties with interest at 6% and advertising costs heretofore incurred by the City, but without the payment of any penalty for the water rents or taxes for the years 1918, 1919, 1920, 1921 and 1922, and authorizing the proper officers of the City of Pittsburgh to adjust, credit or refund the amount of said penalty when heretofore paid by any of the aforesaid parties.

Also

No. 1381. Communication from C. J. Vaux, Director of the Department of Public Health, relative to sending representatives of the Health Department to the Convention of the American Public Health Association to be held in Cleveland, Ohio, October 16th, to 19th, 1922.

Which were severally read and referred to the Committee on Finance.

Also

No. 1382. Communication from the Pullman Taxi Service Company regarding opening of foot path on Highland Avenue Bridge.

Which was read and referred to the Committee on Public Works.

Also

No. 1383. An Ordinance granting the consent of the City of Pittsburgh to the erection by the Commissioners of Allegheny County of a Monument in Schenley Park in honor of the soldiers and sailors of Allegheny County who served in the Spanish-American War.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Herron presented

No. 1384. Communication from E. B. Rhodes asking to be reimbursed for injuries received by being run over by Police Patrol Wagon No. 6 on May 29, 1922.

Which was read and referred to the Committee on Finance.

Mr. Malone presented

No. 1385. An Ordinance amending Section 2 of Ordinance No. 254, entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for repaving of Smithfield street, from Water street to Liberty avenue and providing for the payment of the cost thereof," approved July 28, 1922.

Also

No. 1386. An Ordinance authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving Sixteenth street, from Mulberry way to Spring way, and Penn avenue as effected thereby, from 192 feet west of Sixteenth street to 253 feet east of Sixteenth street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1387. An Ordinance authorizing and directing the regrading, repaving, recurbing, and otherwise improving Chestnut street, from Saw Mill way to South Canal street, and Progress street, from Chesbro street to a point 490.1 feet east of Heinz street, and Heinz street, from Progress street to South Canal street, as affected thereby, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 1388. Petition of property owners asking that the name of Beeler street, 14th Ward, be changed to "Saint David Road".

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 1389. Petition for the vacation of Rivet way, between Linwood avenue and Arvada way.

Also

No. 1390. An Ordinance vacating Rivet way, in the 26th Ward of the City of Pittsburgh, from Linwood avenue Arvada way, as laid out in

a Plan of Subdivision of Pusey property and recorded in the Recorder's Office of Allegheny County in Plan Book, Vol. 12, Page 150.

Also

No. 1391. An Ordinance establishing the opening grades on Forest Hill road, Glenridge way, Harrow way, Mt. Airy road, Newland way and Norwood avenue, and fixing the width and position of the sidewalks and roadway on Forest Hill road, Mt. Airy road and Norwood avenue, as laid out and proposed to be dedicated as legally opened highways by Albert W. Mendel, in a plan of lots of his property in the 26th Ward of the City of Pittsburgh named "Marshall Fields Plan of Lots".

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 1392. Resolution of the Mayor and the Council of the City of Pittsburgh in relation to investigations by the United States Senate as to the prices of gasoline in the United States, particularly in Pennsylvania, and also in reference to a law requiring sellers of gasoline to disclose the contents of the various grades of gasoline for sale.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 1393. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to A. B. and R. Shoenfeld in the sum of \$23.18, being 50 per cent of the excess meter rate over the former flat rate on property at No. 68 Crawford street, Third Ward.

Also

No. 1394. Communication from the Soho Bath Association asking for an appropriation of \$19,000 for the year 1923.

Also

No. 1395. Communication Mayor Joan Georgescu offering to establish a Zoological Garden in the City of Pittsburgh.

Also

No. 1396. Communication from The Pittsburgh-American, Ernest Rice McKinney, Editor, relative to injustice and unfairness of the Bureau of Recreation in its dealings with colored employees and colored patrons at the Crawford Street Bath House.

Which were read and referred to the Committee on Finance.

Also

No. 1397. Communication from Clarence E. Schroedel relative to the condition of the sidewalks on Sebring avenue between Brookside avenue and the end of Sebring avenue, 19th Ward.

Also

No. 1398. Communication from Mrs. Belle M. Staub relative to the condition of sidewalk on property at 46th Street owned by Gilbert McGinniss, and the failure of the owner to place a sidewalk in front of this property.

Also

No. 1399. Communication from Catherine Thomas asking that Dearborn street, 10th Ward, between Atlantic and Pacific avenues, be graded, paved and curbed.

Which were severally read and referred to the Committee on Public Works.

Also

No. 1400. Communication from Mrs. Annie M. McFarland relative to providing assistance for blind persons in crossing the streets in the downtown section of the City.

Which was read and referred to the Committee on Public Safety.

Also

No. 1401. An Ordinance authorizing the Mayor and the Director of the Department of Public Works for and on behalf of the City of Pittsburgh to enter into a contract with The Pennsylvania Railroad Company and the Pittsburgh, Cincinnati, Chicago and St. Louis Railroad Company, for the purpose of relocating the street lines of Brownsville avenue from the intersection of the north line of Brownsville avenue with the south line of Carson street East eastwardly a distance of about two hundred ninety-four and nineteen hundredths (294.19) feet, measured on the relocated north line of Brownsville avenue, and for relocating the abutments, columns and foundations for same, supporting the bridges carrying the tracks of the said railroad companies across Brownsville avenue and Carson street East, at and near the intersection of said Carson street East and said Brownsville avenue and for the acquisition of property for the relocated portion of Brownsville avenue and the vacating of that certain part of Brownsville avenue lying between the present northerly line of Brownsville avenue and the northerly line of same as relocated.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 1402.

DEPARTMENT OF CITY PLANNING

Pittsburgh, September 15, 1922.

Hon. Daniel Winters,
President of Council,
City of Pittsburgh.

Dear Mr. Winters:

The Planning Commission yesterday sent a request directed to Mr. E. J. Martin, City Clerk, asking Council to permit this body and the Citizens Committee on City Plan an opportunity to present to you the arguments in favor of making Manchester avenue a six line thoroughfare.

We find that some of the members of both bodies have an important meeting to attend at 3:30 P. M., next Wednesday. I spoke of this to Mr. Malone and at his suggestion am asking if you can have our hearing moved forward from 2:30 P. M., (the time set) to 2:00 o'clock or even to 1:30 P. M. I know that these members will be especially grateful for any courtesy you can extend in this matter.

Very truly yours,

Frederick Bigger,
Secretary.

Which was read, received and filed, and the request of the Planning Commission granted.

Also

No. 1403. Departmental Estimates for Budget of 1923.

Which was read and referred to the Committee on Finance.

UNFINISHED BUSINESS

Bill No. 1351. Communication from the Mayor returning without his approval, Bill No. 1155, Resolution transferring \$1,000.00 from Code Account No. 65 to Nos. 64 and 66, Carnegie Free Library of Pittsburgh.

In Council, September 11th, 1922, Read and laid over for one week.

Which was read, received and filed.

Also

Bill No. 1155. Resolution authorizing and directing the City Controller to transfer from Code Account No. 65, Supplies and materials, the following sums, amounting to \$1,000.00 to the respective code accounts of the Carnegie Free Library of Pittsburgh, to-wit:

\$400.00 to Code Account No. 64, Miscellaneous Services,

600.00 to Code Account No. 66, Equipment.

In Council, September 11th, 1922, Returned with Mayor's objections and laid over for one week.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Noes—Messrs.

Anderson
Borland
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—None.

Noes—8.

And there not being two-thirds of the votes of council in the affirmative, the objections of the Mayor were sustained.

Also

Bill No. 1352. Communication from the Mayor returning, without his approval, Bill No. 1137, Resolution for a warrant in favor of John Lauderbaugh for \$248.82, lost time account of injuries received while on duty as an employee of the Bureau of Fire.

In Council, September 11th, 1922, Read, laid over for one week and copy to be furnished each member of Council.

Which was read, received and filed.

Also

Bill No. 1137. Resolution authorizing the issuing of a warrant in favor of John Lauderbaugh, member of the Bureau of Fire, for the sum of \$284.82, for time lost and doctor's bills for injuries received while on duty as driver at No. 20 Engine House; the period of lost time extending from March 27th to May 21st, 1922, a total of 56 days, and charging same to Appropriation No. 44-M, Workmen's Compensation Fund.

In Council, September 11th, 1922, Returned with Mayor's objections and laid over for one week.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution became a law notwithstanding the objections of the Mayor.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 1404. Report of the Committee on Finance for September 12th, 1922, transmitting sundry resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1280. Resolution authorizing the issuing of warrants in favor of the following employees of the Bureau of Police for monies expended by them in securing evidence against illegal liquor selling and other violations of the law, and charging to the appropriation hereinafter specified. to-wit:

Name	Amount	No.
J. P. Clancey	\$46.25	42
Jeremiah L. Deasy	68.05	42
E. J. Means	74.80	42
Frank Vincent	27.75	42

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1293. Resolution authorizing and directing the City Controller to set aside on Contract No. 921, with W. & H. Walker, Allegheny Garbage Company Department, the sum of \$17,013.02 from Appropriation No. 1261, Garbage and Rubbish Disposal, and authorizing the issuing of a warrant drawn on Contract No. 921, Appropriation No. 1261, in favor of W. & H. Walker, Allegheny Garbage Company Department, for \$17,013.02, in full payment of the cost of garbage and rubbish collection and disposal for the year ending December 31st, 1921.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1294. Resolution authorizing the issuing of a warrant in favor of Stephen Sagif for \$200.00, in full settlement of any and all claims for damages which he might have against the City of Pittsburgh arising out of an accident that occurred on January 23, 1922, at 8 o'clock, P. M., when he was injured while walking down the Home Rule steps, on account of a broken step, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1295. Resolution authorizing the issuing of warrants in favor of the following named persons, refunding excessive assessments paid on property in the following wards, as per exonerations issued by the Department of Assessors, and charging same to Appropriation No. 41, Refunding taxes and water rents:

Martin Grogan	4th Ward	\$11.76
A. W. Schlester	4th Ward	48.00
Sarah Ann Damm	14th Ward	6.00
Annie E. Carlin	27th Ward	7.45
Peter Parkaly	27th Ward	18.00
Louis Stephany	27th Ward	11.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1303. Resolution authorizing the issuing of a warrant in favor of J. Toner Barr for the sum of \$133.63, for extra work done on contract for the reconstruction of sidewalks on west approach to Center Avenue Bridge, Contract No. 4, and charging the same to No. 204, Bond Issue 1919.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1304. Resolution authorizing the issuing of a warrant in favor of the Dravo Contracting Company for the sum of \$1,844.55, for extra work done on contract for the Boulevard of the Allies, Viaduct No. 1, Foundations, Contract No. 1, and charging same to No. 207, Bond Issue of 1919.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1302. Resolution authorizing the issuing of a warrant in favor of the Pitt Construction Company for the sum of \$611.12, for extra work done on Contract for the improvement of the Boulevard of the Allies, Viaduct No. 2, Concrete Slab,

Railings, etc, Contract No. 9, and charging the same to Code Account No. 207, Contract No. 1281, on file in the City Controller's office.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1270. Resolution authorizing the issuing of a warrant in favor of Mrs. C. P. Clark in the sum of \$2,500.00, being settlement in full of any and all claims arising out of injuries which she received June 4, 1921, by being struck by a golf ball while driving in an automobile near the golf links in Schenley Park, and charging the same to Code Account No. 42 (Contingent Fund.)

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Herron
Borland	Malone
English	Robertson
Garland	Winters (Pres.)

Noes—Mr. McArdle.

Ayes—8.

Noes—1.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1291. Resolution authorizing the issuing of a warrant in favor of W. B. Richart in the sum of \$400.00, in payment of damages to his car by running into curb on Washington Boulevard while driving Patrolmen Cerchiro, Hilson and Carson, as Mr. Richart supposed to answer an emergency call, and charging the same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Herron
Borland	Malone
English	Robertson
Garland	Winters (Pres.)

Noes—Mr. McArdle

Ayes—8.

Noes—1.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1149. Resolution authorizing and directing the Mayor to execute and deliver a deed for lots Nos. 218 and 219 in the Duquesne Park Plan on Portman avenue, 26th Ward, to Anna Steckler for the sum of \$150.00.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1298. Resolution authorizing and directing the City Controller to appropriate and set aside from the proceeds of Water Bonds Series "A" 1919, Appropriation No. 203, the sum of \$35,000.00 for the purpose of payment of engineering and mechanical and other services performed by employees of the Bureau of Water in the improvement and extension of water system, installation of water meters, etc. in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds; the said appropriation to be known as No. 203-A, Salaries and Wages.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1301. Resolution authorizing and directing the City Controller to transfer the sum of \$200.00 from Code Account No. 1538, B, Miscellaneous Services, Division of Parks and Playgrounds, to Code Account No. 1520-C, Supplies, General Office, Bureau of Engineering.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1312. Resolution authorizing and directing the City Controller to transfer the sum of \$240.00 from Code Account No. 1891-B, Bands, to No. 1892-B, Choral Leader and Lantern Slides.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1328. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Angiolina Rodgers on account of charge for water in the sum of \$39.95, being 50 per cent. of the excess meter rate over the former flat rate on premises at 43-47 Crawford street, 3rd Ward, Pittsburgh, Pa.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 1405. Report of the Committee on Public Works for September 12th, 1922, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1079. An Ordinance entitled, "An Ordinance opening Webster avenue, in the 5th Ward of the City of Pittsburgh, from a point 454.02 feet south of the second angle in the present northerly and easterly line of Webster avenue, east of Finland street, to Blessing street, and providing that the costs, damages and expenses occasioned thereby and benefits to pay the same be assessed against and collected from properties benefited thereby, and fixing the width and position of the sidewalks and roadway, providing for slopes and parking, and establishing the grade thereof between the above terminals."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 1080. An Ordinance entitled, "An Ordinance widening Webster avenue, in the Fifth ward of the City of Pittsburgh, from a point 12.56 feet east of the first angle in the present northerly and easterly line east of Finland street to a point 454.02 feet south of the second angle in the present northerly and easterly line east of Finland street, and providing that the costs, damages and expenses occasioned thereby and the benefits to pay the same be assessed against and collected from properties benefited thereby, and fixing the width and position of the sidewalks and roadway, providing for slopes and parking, and establishing and re-establishing the grade thereof from Finland street to the southerly terminus of Webster avenue as widened by this ordinance."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being three-fourths of the votes of council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 1165. An Ordinance entitled, "An Ordinance opening and naming Vellie way, in the 11th Ward of the City of Pittsburgh, from Sa-

mantha way to Heth's avenue; establishing the grade thereof, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No 1112. An Ordinance entitled, "An Ordinance authorizing and directing the grading, regrading, paving, repaving, curbing and recurb-ing of Blessing street, from a point 114.87 feet north to a point 222.34 feet south of the northerly property line of Dollar Savings Bank, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being three-fourths of the votes of council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 1113. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Webster avenue, from Orion street to Blessing street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 1246. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Kincaid street, from North Mathilda street to the southwest line of G. Weber property, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 1315. An Ordinance entitled, "An Ordinance authorizing and directing the grading, to a width of 40 feet, paving and curbing of Minsinger street, from Southern avenue to Boggs avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1317. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Wills street, from Peck way to property line distant about 235.5 feet south of Minsinger street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1309. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Webster avenue and

Blessing street, from the existing sewer at a point about 60 feet west of Finland street to the existing sewer on Blessing street at a point about 200 feet north of Webster avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1324. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the easterly sidewalk of Portola avenue and on the roadway of Delaware street, from points 60 feet north and 50 feet south of the crown on Portola avenue to the existing sewers on Delaware street at Orleans street, southeast of Chemung street and northeast of Perrysville avenue respectively, with a branch sewer on Wayland way, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1310. An Ordinance entitled, "An Ordinance providing for the making of a contract or contracts for furnishing and erecting asphalt tanks at Municipal Asphalt Plant No. 1."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1166. An Ordinance entitled, "An Ordinance widening Manchester avenue, in the 22nd Ward of the City of Pittsburgh, from Reedsdale street to Stroble street, providing that the costs, damages and expenses occa-

sioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Malone moved

That the bill be recommitted to the Committee on Public Works. Which motion prevailed.

Mr. Borland presented

No. 1406. Report of the Committee on Public Service and Surveys for September 12th, 1922, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1287. An Ordinance entitled, "An Ordinance re-establishing the grade of Bascom street, from Perrysville avenue to the second angle westwardly therefrom."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1288. An Ordinance entitled, "An Ordinance establishing the grade of the west and south curb lines of Beechwood Boulevard, from Penn avenue to a point 615.55 feet northwardly from the northerly line of Fifth avenue."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1286. An Ordinance entitled, "An Ordinance granting unto the Pittsburgh & Lake Erie Railroad Company, its successors and assigns, the right to erect, maintain and use supports for signal transmission lines on the top chord of truss, southern end of 10th Street Bridge, providing for carrying 11 wires in line with the Pittsburgh & Lake Erie Railroad, for the purpose of operating signal system in connection with the movement of trains, 17th Ward, Pittsburgh, Pa."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1282. An Ordinance entitled, "An Ordinance granting unto the Pennsylvania Railroad Company, its successors and assigns, the right to construct, maintain and use two switch tracks on and across Railroad street at the intersection of 24th street and 11 tracks on and across 23rd street, located between Railroad street and Smallman street, for the purpose of conveying materials, etc., to the Produce Delivery Yard, property of the Pennsylvania Railroad Company, 2nd Ward, Pittsburgh, Pa."

In Public Service and Surveys Committee, September 12, 1922, Read and amended in Section 1 by inserting as shown in red, and in the title by striking out the words "for the purpose of conveying materials, etc. to the Produce Delivery Yard, property of the Pennsylvania Railroad Company, 2nd Ward, Pittsburgh, Pa." and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Borland moved

That the amendments of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Robertson presented

No. 1407. Report of the Committee on Filtration and Water for September 12, 1922, transmitting an ordinance and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1325. An Ordinance entitled, "An Ordinance providing for the making of a contract or contracts for the laying and construction of a two (2) inch concrete wearing surface on the roadway base around the North Side Reservoir, and providing for the payment thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1326. Resolution giving consent of the City of Pittsburgh to the Commonwealth Real Estate Company to lay water pipe lines on Fair Oaks avenue, from Malvern avenue to Bennington avenue; Fair Oaks avenue from Inverness avenue to Murdoch street; Squirrel Hill avenue from Maynard street to Fair Oaks avenue; Bennington avenue from Maynard street to Fair Oaks avenue; Inverness avenue from Maynard street to Fair Oaks avenue, and Murdoch street from Wilkins avenue to Armand way, under the

direction and supervision of the Director of the Department of Public Works; giving the City the right to purchase said pipe lines; providing that the cost of laying and establishing the pipe lines and appurtenances shall not exceed the sum of \$11,000.00; and providing further that the City may install water service connections, hydrants and other appurtenances in a manner and to the same extent as though such pipe lines were the property of the City.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Anderson presented

No. 1408. Report of the Committee on Public Safety for September 12th, 1922, transmitting two resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1196. Resolution authorizing the issuing of a warrant in favor of the United Globe & Rubber Company, upon proper certification by bill roll of the account, for the payment of fire hose at a deduction of two cents per foot below the price of 71-8/10 cents per foot bid by said company, by reason of being slightly over weight as required by specifications.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1284. Resolution authorizing the issuing of a warrant in favor of the Animal Rescue League of Pittsburgh, Pa., for the sum of \$2,225.76, covering work done during the months of July and August, 1922, and charging the same to Code Account No. 1460, Item B, Miscellaneous Services, Dog Pound, Bureau of Police.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

MOTIONS AND RESOLUTIONS

Mr. Garland presented

No. 1409. Resolved, That the Director of the Department of Public Works be requested to investigate and report to Council as to the wisdom of obtaining special accident insurance

covering possible future fatalities on the Public Golf Course in Schenley Park.

Which was read.

Mr. Garland moved

The adoption of the resolution. Which motion prevailed.

Mr. Borland presented

No. 1410. Resolved, That the President of Council be requested to appoint a committee to investigate and select a site upon which to erect the combination police and fire station in the East Liberty section of the City of Pittsburgh, money for which was provided for in the People's Bond Issue of 1919, and the committee to make its report as soon as possible.

Which was read.

Mr. Borland moved

The adoption of the resolution. Which motion prevailed.

Mr. McArdle presented

No. 1411. Resolved, That the Director of the Department of Public Works be requested to prepare and present to Council an ordinance for the improvement of Hartford street lying between the Eighteenth ward and the Borough of Knoxville.

Which was read.

Mr. McArdle moved

The adoption of the resolution. Which motion prevailed.

Mr. Malone moved

That the Directors of the Department of Public Works and the Department of Public Safety be requested to take up with the Pittsburgh Railways Company the matter of re-routing the cars, which turn at Fifth avenue and Smithfield street, during the construction of the Mellon Bank Building.

Which motion prevailed.

Mr. English moved

That the Clerk ascertain from the Mayor whether he wishes the Council to adopt the figures contained in the budget submitted to Council today, or whether it is merely a tentative proposition on which he wishes further conferences, and if there are to be any supplemental budgets submitted to Council for its consideration and action.

Which motion prevailed.

And on motion of Mr. Garland,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, September 25th, 1922.

No. 41.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, September 25, 1922.

Council met.

Present—Messrs.

Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Absent—Messrs.

Anderson	English
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PRESENTATIONS

Mr. Borland presented

No. 1412. Resolution authorizing the issuing of a warrant in favor of John C. Calhoun, Superintendent of the Bureau of Police, for the sum of \$375.81 covering moneys expended by him in attending the International Convention of Chiefs of Police held at San Francisco, California, during the month of June, 1922, and charging same to Code Account No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

Also

No. 1413. Petition for the vacation of an unnamed ten (10) foot way, between Humber way and Wylie avenue.

Also

No. 1414. An Ordinance vacating an unnamed ten (10) foot way, in the Fifth Ward of the City of Pittsburgh, from Wylie avenue to Humber way, as laid out in Mahon's Plan and recorded in the Recorder's Office of Allegheny County in Plan Book, Vol. 2, Page 172.

Also

No. 1415. An Ordinance fixing the width and position of the roadway and re-establishing the grade of Bryant street, from Heberton avenue to Winterton street.

Also

No. 1416. An Ordinance re-establishing the grade of Penn Avenue, from a point 190.31 feet west of the westerly line of Sixteenth street to a point 316.28 feet eastwardly therefrom.

Also

No. 1417. An Ordinance re-establishing the grade of Sixteenth street, from Spring way to Penn avenue.

Also

No. 1418. An Ordinance establishing and re-establishing the grade of Heinz street, from River avenue to Carpenter way, and from South Canal street to a point 175.0 feet north of the southerly line of South Canal street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 1419. An Ordinance providing for the letting of a contract for repairing roof of No. 4 Police Station in the Bureau of Police.

Which was read and referred to the Committee on Public Safety.

Mr. Garland presented

No. 1420. An Ordinance providing for the making of a contract for the purchase of a Bronze Tablet to be placed on the Ship Pittsburgh of the White Star Line, and providing for the payment of the cost of same.

Also

No. 1421. An Ordinance repealing an ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of eleven (11) motors, more or less, for Municipal Garage and Repair Shop, Exposition Building", approved May 7, 1921.

Also

No. 1422. Resolution authorizing and directing the City Controller to transfer the sum of \$4,000.00 from Code Account No. 1039, Improvements, Municipal Garage and Repair Shop, to Code Account No. 1035, Materials, General, Municipal Garage and Repair Shop.

Also

No. 1423. Resolution authorizing and directing the City Controller to transfer the sum of \$1,620.00 to Code Account No. 1241, Repairs, Municipal Hospital, from the following \$ 454.90 from Code Account No. 1236, Salaries, Temporary Employees; \$1,165.10 from Code Account 1242½, Structural and Non-structural Improvements, Municipal Hospital, Department of Public Health.

Also

No. 1424. Resolution authorizing the issuing of a warrant in favor of the Radio Sales and Service Company in the sum of \$1,440.10 for furnishing radio equipment at the Tuberculosis Hospital and Mayview Home; \$799.68 of the above amount to be charged to Code Account 1230, Tuberculosis Hospital, and \$640.42 to be charged to Code Account 1302, Department of Charities.

Also

No. 1425. Resolution authorizing the issuing of warrants in favor of Harland Bartholomew, Consultant, for \$600.00, or proportional amounts thereof, and Carroll B. Marks, Architect, for \$350.00, or proportional amounts thereof, for services rendered in a consulting capacity and for the preparation of diagrams and Sketches illustrating the zoning ordinance, and charging same to Code Account No. 1108-B, Miscellaneous Services, Department of City Planning.

Also

No. 1426. Resolution authorizing and directing the Mayor to execute and deliver a deed to Stephen Steranchak, in behalf of John Kopko, for Lot No. 82 in Joseph Nixon Plan located on Naylor street, 14th Ward, for the sum of \$100.00.

Also

No. 1427. Resolution authorizing and directing the Mayor to execute and deliver a deed to John Salopek for piece of ground located on East Ohio street, 24th Ward, for the sum of \$300.00.

Also

No. 1428. Resolution authorizing and directing the Mayor to execute and deliver a deed to Stephen Steranchak, in behalf of Simon Steranchak, for Lots Nos. 62 to 81, inclusive, in the Joseph Nixon Plan, located on Naylor street, 14th Ward, for the sum of \$800.00.

Also

No. 1429. Resolution authorizing and directing the Mayor to execute and deliver a deed to Alfred E. Barnes and Anna Barnes, his wife, for property known as No. 59 Engine House in the Henderson Estate Plan located on Warren street, 25th Ward, for the sum of \$2,600.00.

Also

No. 1430. Resolution authorizing and directing the Mayor to execute and deliver a deed to Jacob Soffel, in behalf of George H. Soffel Company, for piece of property, size 40 feet x 100 feet, with a two story brick building, on West Carson street, 17th Ward, for the sum of \$13,000.00.

Also

No. 1431. Report of the Municipal Music Committee of the Civic Club of Allegheny County for the year 1922.

Which were severally read and referred to the Committee on Finance.

Mr. Herron presented

No. 1432. Resolution authorizing the issuing of a warrant in favor of John A. Galbreath for \$75.00 for extra work on his contract for plumbing work at the combination bath house and comfort station, Crawford street and Wylie avenue, and charging same to Code Account No. 1230, Appropriation 2901, Playground Improvement Bonds, and Appropriation 202, Comfort Station Bonds.

Also

No. 1433. Resolution authorizing the issuing of a warrant in favor of August Conrad's in the amount of \$954.42, for extra work on his contract for general work at the combination bath house and comfort station, Crawford street and Wylie avenue, and charging same to Contract No. 1232, Appropriation No. 201, Playground Improvement Bonds, and Appropriation No. 202, Comfort Station Bonds.

Which were read and referred to the Committee on Finance.

Mr. Malone presented

No. 1434. Resolution authorizing the issuing of a warrant in favor of Mrs. Catherine Griffith in the sum of \$20.20, for expenses incurred by reason of leak in the City main in front of her property on Bryn Mawr Road, and charging same to Appropriation No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

Also

No. 1435. An Ordinance authorizing and directing the regrading, repaving, recurbing, and otherwise improving of Sixteenth street, from Penn avenue to Spring way, and Penn avenue as affected thereby, from a point 192 feet west, of Sixteenth street to a point 250 feet east of Sixteenth street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1436. An Ordinance authorizing and directing the regrading, the regrading, repaving, recurbing and otherwise improving of Progress street, from Chesbro street, to a point 490.1 feet east of Heinz street, and Heinz street as affected thereby, from Progress street to South Canal street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1437. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the regrading, repaving, recurbing, and otherwise improving of certain streets forming approaches to the Sixteenth Street Bridge, and the streets affected thereby, describing the same, and providing for the payment of the cost thereof.

Also

No. 1438. An Ordinance appropriating and setting aside the sum of Sixteen thousand (\$16,000.00) dollars from Code Account No. 1590-E, General Repaving, Division of Streets, Bureau of Engineering, for the payment of the cost of tearing out and replacing the north shoulder of Carson street West, under the terms of Contract No. 5636, Mayor's Office File No. 288, entered into September 2, 1921, with the Jas. H. McQuaide & Sons Company for the repaving of Carson Street West, from the Point Bridge to the Smithfield Street Bridge.

Also

No. 1439. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for repaving the northerly shoulder of Carson street West, from the Point Bridge to the Smithfield Street Bridge, and providing for the payment of the cost thereof.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented.

No. 1440. An Ordinance amending portions of Sections 62, 63, 64, 65 and all of Section 66½ of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law December 31st, 1921, relating to the Bureau of City Property, Department of Public Works.

Also

No. 1441. Resolution authorizing the issuing of a warrant in favor of the Sargent Electric Company for the sum of \$12,800.00 for extra work done on the contract for the construction and erection of a transmission plant, for the new alternating current system at the City Home, Mayview, Pa., and charging same to Code Account No. 217, Bond Issue 1919.

Also

No. 1442. An Ordinance repealing Ordinance No. 586, entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of the German Savings and Deposit Bank, Pittsburgh Railways Company, Pittsburgh and West Virginia Railways Company, Annie E.

Ritchie, Conrad Schuck, Louis E. Vierheller, Moses P. and Richard E. Walsh, J. Weinmann, et al., William Weinmann, et al., Mathias Winemann and West Side Belt Railroad Company, situate in the Nineteenth Ward of the City of Pittsburgh and Lower St. Clair Township for public park purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor," approved December 23rd, 1921, and recorded in Ordinance Book, 33, Page 164.

Also

No. 1443. An Ordinance repealing Ordinance No. 587, entitled, An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Christian Burkel, George Columbus and Clara M., his wife; S. A. Craig, Donald Coutts and Ottelia, his wife; Thomas H. Davis; Alexander Dempster; William W. Ford; W. W. Ford; Fairhaven Building & Loan Association; Daniel E. Gallagher and Paulina his wife; James F. Gilson; J. E. Garrigan; Charles R. Gisler; William Joseph Graney; Frederick Hampe; Robert E. Heber; Eva I. Jamieson; John King and Mary E., his wife; Mary M. Loughran; J. L. Lewis; Mrs. Minnie Lindsay; George H. Lepper; Guy A. Murphy; Stefan Machaj and Stefania, his wife; John R. Miller and Edna, his wife; John C. Miller; Victor H. Myers and Alta, his wife; W. Miller; H. R. Miller; Jas. L. McKee; J. M. McClaren; Pennsylvania Savings & Loan Association; Pittsburgh & West Virginia Railway Company; H. Rautenstrauch; J. Schafer; Leo J. Sweeney and Irene J., his wife; Mrs. A. Stell; Cvijan Valemirovich and Drage, his wife; J. Williams Heirs and J. B. Zimmerman, situate in the 18th Ward of the City of Pittsburgh for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor," approved December 23rd, 1921 and recorded in Ordinance Book, Vol. 33, Page 166.

Which were severally read and referred to the Committee on Finance.

Also

No. 1444. Petition for the opening and improving of Dawn avenue, 19th Ward.

Which was read and referred to the Committee on Public Works.

Also

No. 1445. An Ordinance authorizing and directing the Mayor and the Director of the Department of

Public Works, for and in behalf of the City of Pittsburgh, to enter into a contract with the West Side Belt Railroad Company, a corporation organized and existing under the laws of the Commonwealth of Pennsylvania, and the Pittsburgh and West Virginia Railway Company, a corporation organized and existing under the laws of the Commonwealth of Pennsylvania and West Virginia, providing the location for piers in the yard and on property of the West Side Belt Railroad Company for the support of a bridge or viaduct across Saw Mill Run, providing for the vacation of certain streets, relating to the improvement of Dawn avenue and fixing the terms and conditions thereof.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 1446. Resolution authorizing the issuing of a warrant in favor of Oliver W. Graham in the sum of \$93.54, being salary as police officer while absent from duty 20 days attending the National Encampment of the Veterans of Foreign Wars at Seattle, Washington, and charging same to Code Account No. 1444, Salaries, Bureau of Police.

Which was read and referred to the Committee on Public Safety.

The Chair presented

No. 1447. An Ordinance authorizing the purchase from Josephine Y. Breeze of a certain tract or piece of land situate in the 17th Ward of the City of Pittsburgh for the sum of Fifteen thousand (\$15,000.00) dollars and making appropriation therefor.

Also

No. 1448. Resolution authorizing and directing the Mayor to execute and deliver a deed to Harry Fox for the property known as No. 59 Engine House in the Henderson Estate Plan located on Warren street, 25th Ward, for the sum of \$2,700.00.

Also

No. 1449. Communication from the Washington Heights Board of Trade regarding the construction of a retaining wall on Ruth street, Mt. Washington.

Also

No. 1450. Communication from Wm. J. O'Neil relative to the annexation of St. Clair Borough.

Which were severally read and referred to the Committee on Finance.

Also

No. 1451. Communication from McKenna & McKenna asking for a hearing on the ordinance for the vacation of Etna street.

Which was read and referred to the Committee on Public Services and Surveys.

The Chair announced

That a hearing will be granted all the property owners interested in the vacation of Etna street on Wednesday, October 4, 1922, at 2:00 o'clock, P. M.

Also

No. 1452. Communication from Richard W. Martin, City Solicitor, submitting copy of report of the Board of Viewers in the Sixteenth Street Bridge matter.

Which was read and referred to the Committee on Finance.

Also

No. 1453.

MAYOR'S OFFICE

Pittsburgh, September 23rd, 1922.
To the City Council.

I beg to notify your Honorable Body that by virtue of the Act of Assembly I have appointed as members of the Art Commission of the City of Pittsburgh the following persons:

E. B. Lee, Wm. Boyd, Frederick Bigger, architects; John W. Beatty, painter; Homer St. Guadens, sculptor; Willis F. McCook and W. L. Mellon.

subject to your consent.

Respectfully submitted,

W. A. Magee,

Mayor.

Which was read.

Mr. Garland moved

That the appointments of the Mayor be confirmed and approved.

Upon which motion the ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.-
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the appointments were confirmed and approved.

Also

No. 1454.

City of Pittsburgh, Penna.,

September 22nd, 1922.

TO THE CITY COUNCIL:

I return herewith without approval, Bill No. 1291, a resolution authorizing the issuance of a warrant in favor of W. B. Richart in the sum of \$400.00, to compensate said W. B. Richart for the repair of an automobile damaged while carrying three police officers upon an alleged emergency call.

The circumstances of the injury to the car are fully set forth in the opinion of the City Solicitor. The investigation of the Law Department, as reported to Your Honorable Body indicates that the officers who were using the car with the owner were intoxicated. That also was the finding of the Police Trial Board when the incident was investigated officially. The weight of the evidence is to the effect that the automobile was not being used for an emergency call, but, on the contrary, the persons in it, including the owner were "Joy riding." Your attention should be called to the discrepancy between the recital in the resolution and the report of the Law Department. According to the latter, the wreck happened upon the return journey. All the officers involved in this affair were dismissed from the Police force as a result of their escapade. Assuming that the owner and driver of the car was himself not under the influence of liquor, it is impossible that he should not have known the condition of the policemen. My own opinion is that all the persons in the car were equally culpable and responsible for their own misfortunes.

Respectfully submitted,

W. A. Magee,

Mayor.

Which was read

Also

Bill No. 1291. Resolution authorizing the issuing of a warrant in favor of W. B. Richart in the sum of \$400.00, in payment of damages to his car while driving city policemen on Washington Boulevard on July 2nd, 1922, and charging the same to Appropriation No. 42, Contingent Fund.

In Council, Sept. 18th, 1922, Rule suspended three times and finally passed.

Which was read.

Mr. Robertson moved

That the communication and resolution be laid over for one week.
Which motion prevailed.

The Chair at this time announced

The appointment of Messrs. Borland, Herron and Malone as members of the special committee to investigate and select a site upon which to erect the combination police and fire station in the east Liberty Section, in accordance with the provisions of Bill No. 1410.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 1455. Report of the Committee on Finance for September 19th, 1922, transmitting several ordinances and resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1375. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving, resurfacing and otherwise improving walks in West Park, and authorizing the setting aside the sum of \$7,000.00 from the proceeds of the sale of 'West Park Improvement Bonds, 1919,' Appropriation No. 200, for the payment of the cost thereof."
Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1376. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Bigelow Boulevard Improvement Bonds, Bond Fund Appropriation No. 191, the sum of Thirteen thousand (\$13,000.00) dollars for the payment of expenses, including wages, supplies, equipment and materials incurred by the Bureau of Highways and Sewers for additional construction work in connection with the improvement of the Bigelow Boulevard, between Elm street and 17th Street Incline."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1377. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Sixty thousand dollars (\$60,000.00), and providing for the issue and sale of bonds of said City in said amount to provide additional funds for the acquisition and installation of apparatus, appliances and appurtenances, and the laying of wires and construction of conduits for the relocation of the central fire alarm station, and providing for the redemption of said bonds and the payment of interest thereon."

In Finance Committee, September 19, 1922, Read and amended in Section 2 and 4 by striking out and inserting as

shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1371. Resolution authorizing the issuing of a warrant in favor of John Brinker in the sum of \$45.00, refunding the amount paid by him for a license to operate a picture theatre situated on Homewood avenue which the Department of Public Safety ordered closed, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1372. Resolution approving the payment of extras, amounting to \$69.75, in the contract with the M. O'Herron Company for the Boulevard of the Allies, Steps and Auxiliary Wall at the Soho School, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1360. Resolution authorizing and directing the City Controller to transfer \$1,560.00 from Appropriation No. 42, Contingent Fund, to various appropriations as listed, for the purpose of providing funds for the payment of current union wages to carpenters in the employ of the City:—

To

Appropriation 1318, Wages Temporary Employees, Mayview.....	\$ 96.00
Appropriation 1428, Wages Regular Employees, D. P. S.....	384.00
Appropriation 1550, Wages Regular Employees, Bridge Repairs, Bureau of Engineering	192.00

Appropriation 1640, Wages Temporary Employees, Boardwalks and Steps, Bureau of Highways and Sewers	120.00
Appropriation 1653, Wages Temporary Employees, Asphalt Plant, Bureau Highways & Sewers	96.00
Appropriation 1668, Wages Regular Employees, City-County Building	96.00
Appropriation 1761, Wages Temporary Employees, Mechanical Division, Bureau of Water	96.00
Appropriation 1753, Wages Temporary Employees, Distribution Division, Bureau of Water	96.00
Appropriation 1814, Wages Temporary Employees, North Side Conservatory	96.00
Appropriation 1804, Wages Regular Employees, Schenley conservatory	96.00
Appropriation 1829, Wages Temporary Employees, Highland Park	96.00
Appropriation 1906, Wages Temporary Employees Bureau of Recreation	96.00
Which was read.	

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1374. Resolution authorizing and directing the City Controller to transfer the sum of \$12,000.00 from Code Account No. 1036, Repairs, Fire Apparatus, to Code Account No. 1033, Supplies, Municipal Garage and Repair Shop, for the purpose of providing funds for the purchase of gasoline for the balance of the fiscal year.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1392. Resolution of the Mayor and Council of the City of Pittsburgh in relation to investigations by the United States Senate as to the prices of gasoline in the United States particularly in Pennsylvania, and also in reference to a law requiring sellers of gasoline to disclose the contents of the various grades of gasoline for sale.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1393. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to A. B. & R. Shoenfeld on account of charges for water in the sum

of \$23.18, being 50% of the excess meter rate over the former flat rate, at premises at No. 68 Crawford street, 3rd Ward, Pittsburgh, Pa.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 1456. Report of the Committee on Public Works for September 19th, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1385. An Ordinance entitled, "An Ordinance amending Section 2 of Ordinance No. 254, entitled, 'An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for repaving of Smithfield street, from water street to Liberty avenue and providing for the payment of the cost thereof.' approved July 28, 1922."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Borland presented

No. 1457. Report of the Committee on Public Service and Surveys Committee for September 12, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1285. An Ordinance entitled, "An Ordinance granting unto the Western Pennsylvania Hospital, its successors and assigns, the right to construct, maintain and use a reinforced concrete tunnel under and across Millvale avenue at a point 54½' south of Friendship avenue, connecting the two properties of the Western Pennsylvania Hospital, 8th Ward, Pittsburgh, Pa."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Borland also presented

No. 1458. Report of the Committee on Public Service and Surveys for September 20th, 1922, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 796. An Ordinance entitled, "An Ordinance changing the names of certain avenues, streets and ways in the City of Pittsburgh."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Malone moved

To amend the bill in Section 1 by striking out the words "School way, from Sessna way to Sherrod street, Ninth ward, be changed to Service way."

Which motion prevailed.

And the bill, as read a second time and amended, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 797. An Ordinance entitled, "An Ordinance establishing the names of the streets, avenues, lanes, roads, alleys and ways in the Twentieth and Twenty-eighth wards (formerly Chartiers Township)."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Malone moved

To amend the bill in Section 1 by striking out the words "School street, from Middletown street, to Mayfair street (Morris avenue)".

Which motion prevailed.

And the bill, as read a second time and amended, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Borland
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 798. An Ordinance entitled, "An Ordinance changing the names of various streets, avenues, lanes, roads, alleys and ways in the Twentieth and Twenty-eighth wards (formerly Chartiers Township)."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Malone moved

To amend the bill in Section 1 after the words "School alley, from Delor way (Esther alley) to Milford way, changed to Prager way," by inserting the words "School street, from Middletown road to Mayfair street (Morris avenue) changed to Summerdale street," and wherever the word "School street or Way" appears as a terminal point in the bill to change the same to "Summerdale street or Way".

Which motion prevailed.

And the bill, as read a second time and amended, was agreed to.

And the bill was laid over for re-printing.

Also

Bill No. 799. An Ordinance entitled, An Ordinance designating names for the unnamed streets and alleys, laid out in the various plans of lots, and the unnamed township roads, in the Twentieth and Twenty-eighth Wards (formerly Chartiers Township)."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time

Mr. Malone moved

To amend the bill in Section 1 by striking out the words "Unnamed Alley, lying along the southerly line of the plan, from School street to Pennsylvania Railroad Company property line, be named School way," and by inserting in lieu thereof the words "Unnamed alley, lying along the southerly line of the plan, from Summerdale street to Pennsylvania Railroad Company property line, be named Summerdale way."

Which motion prevailed.

And the bill, as read a second time and amended, was agreed to.

And the bill was laid over for re-printing.

Mr. Borland also presented

No. 1459.

UNITED STATES POST OFFICE

Pittsburgh, Pennsylvania

Division of Mails,

Office of Superintendent

First Class

September 22, 1922.

Mr. Robert Clark,

Asst. City Clerk,

Pittsburgh, Pa.

My dear Sir:

I wish to thank you for your letter of the 21st instant, in which you call attention to the ordinances pending regarding change of street names, and requesting an expression from me concerning the same.

I am only too glad to have this opportunity, as the problem presented is a very serious one from a postal standpoint. As you are aware, the Pittsburgh Postal District embraces a large area outside the corporate limits. Not only are the street names duplicated, but in some instances the

street numbers are also duplicated, which presents a difficult problem for the distributors, unless the station district of delivery is indicated as a part of the address. However, the station or local district is frequently omitted and the mail is often delayed before reaching the addressee. For illustration, the following thoroughfares are listed under "Locust St." and "Walnut St." in our scheme of distribution:

Name of Thoroughfare	Station of Delivery
Locust Street	Bellevue
" "	Mt. Oliver
" "	Sharpsburg
" "	Swissvale
" "	Uptown
Walnut Street	Bellevue
" "	Crafton
" "	East Liberty
" "	Mt. Oliver
" "	Sharpsburg
" "	Swissvale
" "	Wilkinsburg

The name of "Oakwood" at present appears in three station districts but, of course, the only one in the corporate limits of the City is the one in the Thirteenth Ward. While it is difficult to control the duplication of street names in the boroughs and townships, owing to the fact that there is no central authority to cover a matter of this kind, there is, in my opinion, no excuse for such duplication in the area embraced within the corporate limits of the City. Therefore, as administrative head of the Pittsburgh Postal District, I most emphatically protest against duplication in street names.

The progress of a city is dependent in a large measure upon the character of postal service received, and efficient service can not be given when there is a continual duplication of street names. I only hope that the boroughs and townships will soon cooperate so that this condition may be removed or reduced to a minimum.

I trust that I have made the matter clear to you and that the objection of this office will receive proper consideration by the City Council.

Sincerely yours,

GEO. W. GOSSER,

Postmaster.

Which was read, and on motion of Mr. Garland, received and filed.

Mr. Borland also presented, with an affirmative recommendation,

Bill No. 1369. An Ordinance entitled, "An Ordinance fixing the width and position of the roadway and sidewalks of Webster avenue, from Orion street to the first angle eastwardly therefrom, and providing for slopes and parking."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1391. An Ordinance entitled, "An Ordinance establishing the opening grades on Forest Hill road, Glenridge way, Harrow way, Mt. Airy road, Newland way and Norwood avenue, and fixing the width and position of the sidewalks and roadway on Forest Hill road, Mt. Airy road and Norwood avenue, as laid out and proposed to be dedicated as legally opened highways by Albert W. Mandel in a plan of lots of his property in the 26th Ward of the City of Pittsburgh named 'Marshall Fields Plan of Lots.'"

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

And the bill was read a second time and agreed to.

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1211. An Ordinance entitled, "An Ordinance vacating Yew street, between Gross street and South Winebiddle street, in the Eighth Ward of the City of Pittsburgh."

In Public Service and Surveys Committee, September 20, 1922, read and amended by inserting a new section, to be known as Section 2, as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Borland moved

That the amendment of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Herron presented

No. 1460. Report of the Committee on Parks and Libraries for September 19th, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1383. An Ordinance entitled, "An Ordinance granting the consent of the City of Pittsburgh to the erection by the Commissioners of Allegheny County of a monument in Echenley Park in honor of the soldiers and sailors of Allegheny County who served in the Spanish-American War."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Malone presented

No. 1461. Whereas, The Western Pennsylvania Institute for the Blind is located at the corner of Bellefield avenue and Bayard street; and

Whereas, Both streets are practically level, paved with asphalt and traversed by large numbers of fast moving motor cars; and

Whereas, The Institute has over one hundred blind students, a number of teachers, officials and employees who at times find it necessary to cross one or both of the above named streets, sometimes unattended; and

Whereas, The straight, level, smoothly paved streets have a tendency to induce drivers of motor cars to go fast making it very dangerous for there blind people to cross; and

Whereas, Many drivers would not go so fast if they knew of the danger to the blind, and so that the possibility of accidents shall be reduced to a minimum; Therefore, be it

Resolved, That the Director of the Department of Public Safety be requested to secure a sufficient number of signs, calling the attention of drivers to the fact that they are nearing the Blind Institute and asking them to drive slowly and carefully, the signs to be placed about 150 feet apart on Bellefield avenue between Centre avenue and Fifth avenue and on Bayard street between Craig street and Bigelow boulevard; and, be it further

Resolved, That the Director of the Department of Public Safety also investigate the traffic conditions in the vicinity of the Workshop for the Blind on Second avenue near Grant street, and if any danger is found to the inmates of the Workshop to correct same.

Which was read.

Mr. Malone moved

The adoption of the resolution.

Which motion prevailed.

Also

No. 1462. Whereas, The City of Pittsburgh operates and maintains at Schenley Park an eighteen hole golf course and buildings for the accommodation of the public; and

Whereas, The course is extremely popular with the public, due to its location, and particularly due to the fact that golf has and is attracting thousands of additional players each year, the Schenley course is overcrowded and the buildings are inadequate to accommodate those who play; and

Whereas, There are only 343 lockers in all, 303 for men and 40 for women; each locker accommodating two persons, or a total of 606 men and 80 women; and

Whereas, Over three thousand persons hold permits, leaving nearly twenty-five hundred persons who cannot have use of a locker, a place to check their baggage, or the privilege of a shower bath; and

Whereas, There is no place for players who do not have lockers to

check their bags, except at a small restaurant, and as this place is not adequate to care for all who desire a lunch or meal, thereby making it less adequate to take care of the checking; and

Whereas, The buildings in which the lockers used by men are located, there are eight shower baths, while the locker building used by women has none; and

Whereas, The persons who play at Schenley reside in all parts of the City; and

Whereas, The City owns several large parks or plots of ground in various parts of Pittsburgh, such as Highland, Riverview, McKinley and Olympia Parks; and

Whereas, It may be possible to lay out a course or courses of smaller size than the Schenley course at one or more of these parks, thereby relieving the congestion at Schenley, and taking care of the future; and

Whereas, The revenue received from the persons who hold permits to play at Schenley Park leaves a net profit of over \$10,000.00 per year, and this could be increased by additional facilities to take care of the players in a proper manner; Therefore, be it

Resolved, That the Director of the Department of Public Works have a survey made of the buildings at Schenley Park, and report to Council the cost of installation of shower baths in the women's locker building, better checking facilities and larger restaurant room; and, be it further

Resolved, That the Director of the Department of Public Works furnish Council with an estimate of the cost for the erection of a new building at Schenley Park of sufficient size to take care of at least fifteen hundred new lockers, the necessary number of shower baths, in both the women and men's locker rooms, a check room, restaurant and repair shop large enough to accommodate the public; And, be it further

Resolved, That the Director of the Department of Public Works have a survey made of Highland, McKinley, Riverview and Olympia Parks, and other large plots owned by the City, and report to Council the possibility of laying out an additional golf course at one or more of the above mentioned places, or any other location; And, be it further.

Resolved, That the Director of the Department of Public Works furnish the information requested as quickly as possible, so that any recommendations made can be acted upon prior to the passing of the appropriation ordinance for 1923.

Which was read.

Mr. Malone moved

The adoption of the resolution.

Which motion prevailed.

Mr. Robertson moved

That the minutes of the proceedings of Council at a meeting held on Monday, September 11th, 1922, be approved.

Which motion prevailed.

And on motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, October 2nd, 1922.

No. 42.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, October 2, 1922.

Council met.

Present—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Absent—Mr. Anderson.

PRESENTATIONS.

Mr. Borland presented

No. 1463. Petition for the vacating of Lougeay avenue, between Saline street and the northeast property line of Phebe A. Phillips Plan.

Also

No. 1464. An Ordinance vacating Lougeay avenue, between Saline street and the northeast property line of Phebe A. Phillips Plan, in the Fourteenth Ward of the City of Pittsburgh, as laid out and dedicated in the "Plan of the Sub-division of the Estate of Phebe A. Phillips" in the Fourteenth (formerly Twenty-second) Ward of the City of Pittsburgh, approved February 24, 1896.

Also

No. 1465. Petition for the vacation of Everett street (in former Chartiers Township), between Railroad

street and the first unnamed alley west of Windgap avenue.

Also

No. 1466. Petition for the vacation of Hogan's alley (in former Chartiers Township), between Railroad street and the first unnamed alley west of Windgap avenue.

Also

No. 1467. Petition for the vacation of Railroad street (in the former Chartiers Township), between Youghiogheny avenue and Everett street.

Also

No. 1468. An Ordinance vacating Everett street and Hogans way, in the 28th Ward of the City of Pittsburgh, from Railroad street to the westerly line of the first unnamed 15.0 foot way west of Windgap avenue, as laid out in S. A. Duff's Plan of Lots and recorded in Recorder's Office of Allegheny County in Plan Book Vol. 16, page 97 and also Railroad street, from Everett street to Youghiogheny avenue as located by a deed of record in the Recorder's Office of Allegheny County in Deed Book, Vol. 1168, page 1.

Also

No. 1469. An Ordinance fixing the width and position of the sidewalks on Blessing street, from a point 114.87 feet northwardly from the southerly line of W. A. Edeburn Plan of Lots and Thos. McNeil Plan of Lots to Webster avenue, providing for slopes, parking, etc., and re-establishing the grade thereof from the first mentioned point to a point 459.10 feet southwardly therefrom.

Also

No. 1470. An Ordinance re-establishing the grade of Bascom street, from the City Line to a point 642.35 feet eastwardly therefrom.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. English presented

No. 1471. An Ordinance providing for the letting of a contract or contracts for repairs, remodeling and alterations at No. 9 Engine House, Bureau of Fire, corner Butler street and McCandless avenue.

Also

No. 1472. An Ordinance providing for the letting of a contract or contracts for furnishing, installing and equipping of a Central Fire Alarm System in the City-County Building, including the purchase and installation of any necessary cables or wires required for re-routing system and completion of the work for the Bureau of Electricity.

Which were read and referred to the Committee on Public Safety.

Mr. Garland presented

No. 1473. Communication from Frank O. Van Gorder asking to be reimbursed in the sum of \$80.88, assessment for construction of sewer in Orlando way between South Negley avenue and Maryland avenue, 7th Ward.

Also

No. 1474. Resolution authorizing the issuing of a warrant in favor of A. J. Diebold in the sum of \$139.52, refunding overpaid water rent on property at 1725-31 Murray avenue, 14th Ward, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Also

No. 1475. Resolution authorizing the issuing of a warrant in favor of the German Evangelical Protestant Church in the sum of \$178.62, on account of refunding water rent on property at Smithfield street and Sixth avenue, 2nd Ward, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Also

No. 1476. Resolution authorizing and directing the City Controller to transfer the sum of \$37,500.00 from the fund heretofore set apart and appropriated by the terms of Ordinance No. 418, Series 1921, approved September 6th, 1921, from Street Improvement Bonds, 1919, Bond Fund Appropriation No. 194, and to credit same for the payment of the final estimate for the completion of Contract No. 5656, Mayor's Office File No. 289, entered into with Booth & Flinn, Ltd., for the grading, regrading, paving, repaving, curbing, recurbing and otherwise im-

proving Brownsville ave., from Warrington avenue to Carson street East, and authorizing and directing the Mayor and the City Controller to issue and countersign warrants, respectively, drawn on said fund for the payment of the cost of completing said contract.

Also

No. 1477. Resolution authorizing and directing the City Controller to transfer the sum of \$311.25 from Code Account No. 1559-A-3, Wages, Regular Employees, Bridge Repairs, to Code Account No. 1562-A-1, Salaries, Regular Employees, Street Signs, Division of Bridges, for the purpose of paying the salary of a Street Sign Inspector for the balance of the current year.

Also

No. 1478. Resolution authorizing and directing the Mayor to execute and deliver a deed to Robert Elliott and Jenness Elliott, his wife, for property known as No. 59 Engine House in the Henderson Estate Plan, located on Warren street, 25th Ward, for the sum of \$3,000.00.

Also

No. 1479. Resolution authorizing and directing the Mayor to execute and deliver a deed to the R. W. Wilhelm Die, Tool and Machine Company, for piece of property 40 x 100 feet, with a two story brick building erected thereon, on East Carson street near South First street, 17th Ward, for the sum of \$16,000.00.

Also

No. 1480. An Ordinance appropriating and setting aside the sum of Six thousand five hundred (\$6,500.00) dollars, from Bond Fund Appropriation No. 215, "Negley Run Sewer Bonds", for the payment of the cost of resurfacing sewer trenches, in the Negley Run Drainage Basin, by the City Asphalt Plant, Bureau of Highways and Sewers.

Also

No. 1481. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of One hundred ninety-two thousand dollars (\$192,000.00) and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering expenses) of improving existing streets of said City forming approaches to the Sixteenth Street Bridge, including as may be required

in the case of each street, establishing and changing grades, grading and regrading, curbing and recurbing, relaying sidewalks and laying and relaying sewers, drains and water lines, constructing and reconstructing retaining walls and street foundations and surfaces, and providing for the redemption of said bonds and the payment of interest thereon.

Which were severally read and referred to the Committee on Finance.

Mr. Herron presented

No. 1482. An Ordinance ratifying and confirming an ordinance authorizing and empowering the Board of Trustees of the Carnegie Institute and their successors, to enter upon, use, occupy and hold certain lands in the City of Pittsburgh, granting and confirming in the Carnegie Institute of Technology, successor to the Board of Trustees of the Carnegie Institute, the right to enter upon, use, occupy and hold said lands, and further defining said right.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Malone presented

No. 1483. An Ordinance providing for the making of a contract for the purchase of a Bronze Tablet to be placed on the Boulevard of the Allies, and providing for the payment of the cost of the same.

Which was read and referred to the Committee on Finance.

Also

No. 1484. Resolution authorizing the issuing of a warrant in favor of Diulus & Benintend for the sum of \$247.83 for the payment of certain extra work done in connection with the contract for the construction of a relief sewer on Bates street and private property of the City of Pittsburgh and Edward Farrell, from Wilnot street to the existing sewer on the private property of Edward Farrell, south of Wilnot street, and charging same to Contract No. 5813, Mayor's Office File No. 296.

Also

No. 1485. Resolution authorizing the issuing of a warrant in favor of the Dunn & Ryan Contracting Company for the sum of \$954.00, for payment of certain extra work done in connection with the contract for the construction of a relief sewer on Hazelwood avenue, from Sabina street to the Monongahela River and the extension of the outfall of the Jones & Laughlin Steel Company adjoining,

and charging same to Bond Fund Appropriation No. 227, Contract No. 5657, Mayor's Office File No. 289.

Also

No. 1486. Resolution authorizing the issuing of a warrant in favor of Christ Donatelli for the sum of \$9,897.00, for payment of certain extra work done in connection with the contract for the construction of a relief sewer in the Negley Run Drainage Basin for the Homewood and Brushton Districts, on Sterrett street, Kelly street, Bennett street and private property, from Fielding way to private property near Idlewild street, and charging same to Bond Fund Appropriation No. 215, Contract No. 5464, Mayor's Office File No. 280.

Also

No. 1487. Resolution authorizing the issuing of a warrant in favor of the Thos. Cronin Company for the sum of \$61,641.84, for extra work done on the contract No. 5 for grading, regrading, etc., and otherwise improving of the Boulevard of the Allies, from a point 215.12 feet east of the east line of Shingiss street to the east line of Gist street, and charging same to Contract No. 1221, on file in the City Controller's Office.

Also

No. 1488. Resolution authorizing and directing the Director of the Department of Public Works to have the asphalt plant of the Bureau of Highways and Sewers improve the roadways over the Lawn street and Wilnot street dumps, and charging the cost of wages, supplies and materials to the balances remaining in the following code accounts, to-wit:

Code Account No. 1653-A, Wages, Temporary Employees,

Code Account No. 1655-C, Supplies,

Code Account No. 1656-D, Materials,

Bureau of Highways and Sewers, amounting in the aggregate to \$3,858.67, and authorizing the Mayor and the City Controller to issue and countersign, respectively, warrants drawn in payment of the said work.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 1489. Resolution authorizing and directing the Mayor to execute and deliver a deed to Harry S. Kemege for Lot No. 90 in Alta Land Company Plan located at the corner

of Sycamore and Sweetbriar streets, 19th Ward, for the sum of \$250.00.

Which was read and referred to the Committee on Finance.

Mr. Robertson presented

No. 1490. Communication from R. T. Pearson Company offering property on Fifth avenue, at Washington place, Third Ward, for \$125,000.00, to be used for Central Police Station purposes.

Also

No. 1491. Resolution authorizing the issuing of a warrant in favor of the Western Union Telegraph Company for telegraph service during the baseball series 1922, for the Bureau of Recreation, in the sum of \$175.00, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 1492. Resolution authorizing the City Solicitor to satisfy the lien filed against the property of Annie Maria Schroder and Charles Henninger located on South Side avenue, Entrance avenue and Sumner avenue, for sewer construction upon the payment of \$400.00, together with the interest thereon and the costs.

Which were severally read and referred to the Committee on Finance.

Also

No. 1493. An Ordinance granting unto the Boggs & Buhl Company, its successors and assigns, the right to construct, maintain and use a four inch conduit under and across West Diamond street connecting the buildings of the Boggs & Buhl Department Store with a water vacuum return line, Twenty-second Ward, Pittsburgh, Pa.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 1494. Resolution authorizing the Director of the Department of Public Works to enter into a lease with Mrs. Margaret Dallett, et al., for the term of one year from January 1st, 1923, for all that certain property situate on Carson street and Sarah street between Thirtieth street and Thirty-second street, the consideration for said lease to be the exoneration of the city taxes assessed against said property; the property to be used for playground purposes.

Also

No. 1495. Resolution authorizing the issuing of a warrant in favor of Jacob Kmonk in the sum of \$1,338.-

00, for damage to Jeffrey Automobile which was demolished by No. 11 Engine Company's Hose Carriage running into it on Carson street at South 15th Street, on August 20th, 1922, and doctor's bill for attending passengers of the car who were injured when struck by the hose carriage, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 1496. Communication from the Pennsylvania National Guard (18th Regiment) asking for an appropriation of \$500.00 for each Company of this Organization located in Pittsburgh.

Also

No. 1497. Communication from the Pennsylvania National Guard (107th Field Artillery) asking for an appropriation of \$500.00 for each Company of the 107th Field Artillery located in Pittsburgh.

Also

No. 1498. Communication from the Chamber of Commerce submitting report of the Committee on Power and Fuel relative to the proposal of the City of Pittsburgh to purchase and sell coal to the residents of Pittsburgh.

Which were severally read and referred to the Committee on Finance.

Also

No. 1499. Petition of residents of Spring Garden avenue complaining of nuisance caused by the operation of the Harwood R. Smith Packing Company.

Which was read and referred to the Committee on Public Safety.

UNFINISHED BUSINESS

Bill No. 1454. Communication from the Mayor, returning without approval, Bill No. 1291, Resolution authorizing the issuing of a warrant in favor of W. B. Richart in the sum of \$400.00 to compensate him for repair of an automobile damaged while carrying three police officers upon an alleged emergency call.

In Council, September 25, 1922, Read and laid over for one week.

Which was read, received and filed.

Also

Bill No. 1291. Resolution authorizing the issuing of a warrant in favor of W. B. Richart in the sum of \$400.00 to compensate him for repairs of an automobile damaged while carry-

ing three police officers upon an alleged emergency call, and charging the same to Appropriation No. 42, Contingent Fund.

In Council, September 25, 1922, Returned by the Mayor without approval, and laid over for one week.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

Mr. Herron arose and said:

Mr. President, there is just as much justification for passing this bill now as originally. We do not deny the fact that the owner of this car was in a restaurant and three policemen came in and inquired who the owner of the car was, and when they found out Mr. Richart was the owner they commanded him to drive them in his car, and he drove them to the end of the Washington Boulevard and on their return they insisted upon him going faster, with the result, as you know, the car was wrecked. The three policeman have since been dismissed from the police department on the charge of conduct unbecoming an officer, and in the dismissal of these three officers it was insinuated that the driver might not have been altogether sober. Mr. Richart denies that he was under the influence of liquor and we have a right to believe it.

His car was commandeered by the three police officers and the officers on account of their conduct have been discharged, and this man has been notified that he might seek his relief in suing the policemen.

If we are going to make it safe for those who own machines and have them respect the proper authorities of our city, we should stand behind this man and compensate him for the damage done his machine. If we fail to pay this man, the next man who is asked to haul our police officers will feel justified in refusing to do so.

And the question recurring, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
English
Herron

Malone
Robertson

Noes—Messrs.

Garland
McArdle

Winters (Pres.)

Ayes—5.

Noes—3.

And there not being two-thirds of the votes of council in the affirmative, the objections of the Mayor were sustained.

Also

Bill No. 798. An Ordinance entitled, "An Ordinance changing the names of various streets, avenues, lanes, roads, alleys and ways in the Twentieth and Twenty-eighth Wards (formerly Chartiers Township)."

In Council, September 25, 1922, Rule suspended, bill read a first and second times, and amended as shown in red, and as amended agreed to on second reading and laid over for re-printing.

Which was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 799. An Ordinance entitled, "An Ordinance designating names for the unnamed streets and alleys, laid out in the various plans of lots, and the unnamed township roads, in the 20th and 28th Wards (formerly Chartiers Township)."

In Council, September 25, 1922, Rule suspended, bill read a first and second times, and amended as shown in red, and as amended agreed to on second reading, and laid over for re-printing.

Which was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 1500. Report of the Committee on Finance for September 26, 1922, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1420. An Ordinance providing for the making of a contract for the purchase of a Bronze Tablet to be placed on the Ship Pittsburgh of the White Star Line, and providing for the payment of the cost of same."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1421. An Ordinance entitled, "An Ordinance repealing an ordinance entitled, 'An Ordinance providing for the letting of a contract or contracts for the furnishing of eleven

(11) motors, more or less, for Municipal Garage and Repair Shop, Exposition Building,' approved May 7, 1921."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1425. Resolution authorizing the issuing of warrants in favor of Harland Bartholomew, Consultant, for \$600.00; Carroll B. Marks, Architect, \$350.00, or proportional amounts thereof, for services rendered in a consulting capacity and for the preparation of diagrams and sketches illustrating the zoning ordinance, these amounts to be charged against Code Account 1108-B, Miscellaneous Services, Department of City Planning.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1279. Resolution authorizing the issuing of a warrant in favor of John C. Calhoun, Superintendent of the Bureau of Police, for the sum of \$96.00, covering monies expended for State drivers' licenses for motorcycle patrolmen and patrol wagon drivers in the Bureau of Police for the year 1922, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1412. Resolution authorizing the issuing of a warrant in favor of John C. Calhoun, Superintendent of the Bureau of Police, for the sum of \$375.81, covering monies expended by him in attending the International Convention of Chiefs of Police held at San Francisco, California, during the month of June, 1922, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1433. Resolution authorizing the issuing of a warrant in favor of August Conradis in the amount of \$954.42, for extra work on his contract at Combination Bath House and Comfort Station, Crawford street and Wylie avenue, and charging same to Contract No. 1232, Appropriation 201, Playground Improvement Bonds, and Appropriation 202, Comfort Station Bonds.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1432. Resolution authorizing the issuing of a warrant in favor of John A. Galbreath in the amount of \$75.00, for extra work on his contract, plumbing work at combination bath house and comfort station, Crawford street and Wylie avenue, and charging same to Contract No. 1230, Appropriation 201, Playground Improvement Bonds, and Appropriation 202, Comfort Station Bonds.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1424. Resolution authorizing the issuing of a warrant in favor of the Radio Sales and Service Company in the sum of \$1,440.10, for furnishing radio equipment at the Tuberculosis Hospital and Mayview Home; \$799.68 of the above amount to be chargeable to Code Account 1230, Tuberculosis Hospital, and \$640.42 to be chargeable to Code Account 1302, Department of Charities.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1441. Resolution authorizing the issuing of a warrant in favor of the Sargent Electric Co. for the sum of \$12,800.00 for extra work done on contract for the construction and erection of a transmission plant for the new alternating current system at the City Home, Mayview, Pa., and charging same to Code Account 217, Bond Issue 1919.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1380. An Ordinance entitled, "An Ordinance authorizing the Delinquent Tax Collector and Treasurer of the City of Pittsburgh to accept from the Consolidated Ice Company of Pittsburgh, and other corporations, persons and partnerships involved in a test case to determine the legality and reasonableness of the water rates of the City of Pittsburgh, the face amount of water rents or taxes respectively assessed against the said parties with interest at 6% and advertising costs heretofore incurred by the City, but without the Payment of any penalty for the water rents or taxes for the years 1918, 1919, 1920, 1921 and 1922, and authorizing the proper officers of the City of Pittsburgh to adjust, credit or refund the amount of said penalty when heretofore paid by any of the aforesaid parties.

In Finance Committee, September 26, 1922, Read and amended at the end of section 1 by inserting the proviso as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally

Also, with an affirmative recommendation

Bill No. 1290. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor to employ an efficiency engineer."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Malone arose and said:

Mr. President, on this particular bill, which authorizes the employment of an efficiency engineer at a salary of \$6,000.00 per year, I just want to call your attention to the fact that the arguments that were made in behalf of having this bill approved is the fact that the money was set up in the budget for efficiency service at the beginning of the year. We are now entering upon the tenth month of the year without any particular effort having been made to appoint an efficiency man.

When the \$10,000.00 efficiency fund was set up, it was my impression that the amount was to be disbursed for expert advice on any particular matter that might come up; whereas, the bill before us authorizes a new position, which if placed on the record

and finally passed, will be there next year and the year after until it might be repealed. Even if we did not set up the money next year or the following year, it would not repeal the ordinance and the position would still be in existence.

I do not overlook the good results accomplished by receiving advice on any particular subject, but this is merely making a new position, paying \$6,000.00, a year if this bill is passed.

Chairman Winters called Mr. Borland to the Chair, and taking the Floor, said:

Mr. President, as I intend to vote against this ordinance for the efficiency engineer, I want to voice some of my reasons for objecting. I find on the back of this ordinance this notation: "On the 12th day of the 9th month, 1922, Mr. Borland moved to lay over this ordinance until the Finance Committee has been informed as to the Mayor's views on the duties of the contemplated efficiency engineer." The motion stated that the information is as to what he is expected to do and what he expects to accomplish. When this motion was made it was unanimously adopted by Council, stating that it was the view of Council that such information was proper and that Council was entitled to know the reasons for the creation of the position and what was to be accomplished.

Now, nearly a month later, the ordinance is suddenly called up and passed without the answer or without a word of the information that Council has asked for and had taken as its reason for failure to act on the ordinance. I do not believe that Council should act blindly on matters of this kind and forsake the request for information, which I believe could have been and should have been given.

It seems to me to have developed here that at least one or two members of Council have talked privately to the Mayor on this subject. I do not believe that is the proper way to influence action of the Council. All of the members of Council are entitled to information and it should be given in a written communication in the proper way, to be made a matter of record.

It is true that money set up in the budget of last December for an indefinite proposition, which was, as I recall it, made for the purpose of efficiency investigations from time to time and not for a permanent place

on the payroll. If the place was of such importance as has been suggested here, I am at a loss to understand why the delay of nine months to fill same.

Mr. English has said that if the place is created at this time it can be changed at budget time. We are beginning preparations for the budget now at this time and I feel sure there is not enough time left between this and the completion of the same to demonstrate the necessity or lack of necessity of a permanent position. I am a little adverse to putting new positions on the payroll so late in the year because of the reductions in wages and positions that were made for this year's budget, and the policy that was to apply for this year.

The administration may be in need of an efficiency engineer, and if they are, they have good reasons and those reasons should be supplied to the legislative branch of the city government as long as any of the members want such information and are in need of it, and said information might cause them to change their opinion.

The administrative branch of the City Government ought to be well equipped to take care of its responsibilities. The Mayor is regarded as an expert on municipal affairs. He has at the head of the Department of Public Safety, in Director McCandless, a businessman of high standing in the community, who is said to possess convictions and courage. The Health Department is in the hands of Director Vaux, who at the time of his appointment, was President of the Allegheny County Medical Society. The Law Department is presided over by Richard W. Martin, who is highly regarded as a lawyer. The Department of Public Works is under the direction of Charles A. Finley, who has been associated with the department for a long term of years.

These men should be highly qualified to administer the duties of their department if an efficiency should be denied.

Mr. McArdle arose and said:

At this time President Winters resumed the chair.

Mr. President, I had hoped that we might go through this meeting without any undue delay, because of the meeting that is to follow, and without discussing any measure that might come up for final passage; but I feel it incumbent to say a word or two about this particular bill.

If this bill, in my judgment, was a bill that was intended only to create an additional position on the city payroll and that no good would come of it equal to its cost to the city, I most certainly would not support it. But it does seem to me, without attempting to definitely place the responsibility there is pressing need for somebody connected with the City Government who can go out and put his fingers on these conditions and bring back to some responsible officer in government a remedy.

Now, I am impelled to say that because of the fact that I presented myself an ordinance to this body to correct some of the things that I believe an efficiency engineer would soon discover and that he would not have to be entitled to too great credit on his efficiency either. That bill was presented to Council and went to committee. It was not acted upon despite the fact that it dealt with a subject that every member of Council I believe is familiar with, and was laid over for the purpose of finding out what the Mayor and the Director of the Department of Public Works thought about it. I do not know what they think about it. My judgment is that neither of them will have much information upon which to base an opinion unless they take the statement from the person who is responsible for the positions being created. I do not guess or opine, but I know, that conditions in some of the departments of our city government are absolutely rotten, and in contravention to the best interests of the City, and I believe that these conditions would be developed and brought to the attention of the Mayor and the Director of the various departments, and because of the manner in which they were brought they would be weighed for their worth and not cast aside as many other things are cast aside with the mere declaration that they were encouraged or impelled by some private or political animosity.

Now, we may eulogize to whatever extent we may desire the heads of our various departments, and I shall not find anything more pleasing than what has been said, because I share largely in those opinions, but I am not unmindful of the fact that it is beyond the possibilities of any individual in these departments to go in minutely into all the ramifications of all these departments over which these men hold jurisdiction, and they must in a greater or less degree depend upon somebody else's judgement.

You may say that it will get back to the same thing in accepting this man's judgment, but this man will be under the Mayor and responsible to him, and every Director of a department is responsible to the same head, and it will be up to them to harmonize any divergent views that may develop and it will be up to the Mayor to satisfy Council on any points that Council sees fit to raise questions about.

I want to say that so far as I am concerned there are some things in the departments of the city that I want to see eradicated, because I know they are rotten.

I do not believe that the present administration is responsible for these things, but I do believe it is responsible in some measure for their continuance. I believe some of them ought to have been discovered before now and changed.

This was a part of the program agreed upon last year between the Council and the Mayor. I want to give to the head of this administration an opportunity to delve into his departments and express to Council what he finds there and what he believes to be the remedy and not deny to Council the right to pass its judgment in its own good time on what he finds and recommends.

Mr. Borland arose and said:

Mr. President, I made the motion that the ordinance be laid on the table in committee until we got further information from the Mayor, and I do not believe the ordinance should have been acted on until we received that information. The Mayor seems to ignore our request upon this subject, and I am going to oppose the ordinance for that reason.

Mr. Malone arose and said:

Mr. President, just one more word. Many of the statements made by Mr. McArdle are correct with reference to delving into the departments. Last week I made a motion that the Director of the Department of Public Safety furnish us a report as to the number of men in the Fire Department, the number of vacancies existing at this time and how long the vacancies have existed. Any member of Council has the right to ask for that information.

I might state at this time that I had the privilege and pleasure of serving the people of Pittsburgh as the Director of the Department of Supplies. This is one of the smaller departments of the city government, but

it is just as important as any other branch of the city service. On account of the small number of men under this department, don't let anybody get the impression that it is not an important cog in the wheel of this government. No matter how large or small a department might be, don't overlook the fact that the Director has not all the facilities at his command to delve into any subject, whether it be the expenditure of money or anything else, that might come under his jurisdiction, and make reports upon it.

If you install this gentleman he will have to go into all the departments, and if the director cannot find the proper kind of information desired then the efficiency engineer will never reach the end.

Have we not seen thousands of dollars spent for expert advice by a former mayor, and advice of which no use was made.

When the \$10,000 efficiency fund was set up, it was my impression that the amount was to be disbursed for expert advice on matters that might arise.

If the Mayor is honest in his determination to give a wise and economical administration he has now at his disposal all the tools necessary to accomplish it and we need not give him more positions.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English	McArdle
Garland	Robertson
Herron	

Noes—Messrs.

Borland	Winters (Pres.)
Malone.	

Ayes—5

Noes—3.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Malone presented

No. 1501. Report of the Committee on Public Works for September 26th, 1922, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 810. An Ordinance entitled, "An Ordinance authorizing and directing the paving and curbing of Agnew street, from Hartman's lane to Lincoln avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 812. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Agnew street, from Hartman's lane to German Lutheran Cemetery line, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1438. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of Sixteen thousand (\$16,000.00) dollars from Code Account No. 1590-E, General Repaving, Division of Streets, Bureau of Engineering, for the payment of the cost of tearing out and replacing the north shoulder of Carson street West, under the terms of Contract No. 5636, Mayor's Office File No. 288, entered into September 2, 1921, with the James H. McQuade & Sons Company for the repaving of Carson street West, from the Point Bridge to the Smithfield street bridge.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
English
Garland

Herron
Malone
Robertson

Noes—Messrs.

McArdle

Winters (Pres.)

Ayes—6.

Noes—2.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Borland presented

No. 1502. Report of the Committee on Public Service and Surveys

for September 20, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1390. An Ordinance entitled, "An Ordinance vacating Rivet way, in the 26th Ward of the City of Pittsburgh, from Linwood avenue to Arvada way, as laid out in a Plan of Subdivision of Pussey property and recorded in the Recorder's Office of Allegheny County in Plan Book, vol. 12, page 150."

Which was read.

Mr. Borland moved

A suspension of the rule to and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

allow the second and third readings And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Borland also presented

No. 1503. Report of the Committee on Public Service and Surveys for September 26, 1922, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1415. An Ordinance entitled, "An Ordinance fixing the width and position of the roadway and re-establishing the grade of Bryant street, from Heberton avenue to Winterton street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1416. An Ordinance entitled, "An Ordinance re-establishing the grade of Penn avenue, from a point 190.31 feet west of the westerly line of Sixteenth street to a point 316.28 feet eastwardly therefrom."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1417. An Ordinance entitled, "An Ordinance re-establishing the grade of Sixteenth street, from Spring way to Penn avenue."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
English
Garland
Herron

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1418. An Ordinance entitled, "An Ordinance establishing and re-establishing the grade of Heinz street, from River avenue to Carpenter way, and from South Canal street to a point 175 feet north of the southerly line of South Canal street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
English
Garland
Herron

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. English (for Mr. Anderson) presented

No. 1504. Report of the Committee on Public Safety for September 26, 1922, transmitting an ordinance and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1419. An Ordinance entitled, "An Ordinance providing for the letting of a contract for repairing roof of No. 4 Police Station in the Bureau of Police."

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1446. Resolution authorizing the issuing of a warrant in favor of Oliver W. Graham in the sum of \$93.54, lost time as a patrolman while attending the 23rd National Encampment of the Veterans of Foreign Wars, and charging same to Code Account No. 1444, Salaries, Bureau of Police.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage.

the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Mr. English also (for Mr. Anderson) presented

No. 1505. Report of the Committee on Public Safety for September 29, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Mr. English moved

A suspension of Rule VIII, which provides that all ordinances and resolutions, when returned from committee, shall be printed and a copy mailed to each member of council at least 48 hours previous to the meeting of council at which the ordinance or resolution is to be considered.

Which motion prevailed.

Also

Bill No. 1283. An Ordinance entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof."

In Public Safety Committee, September 29, 1922, Read and amended as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. English moved

That the amendments of the Public Safety Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Garland presented

No. 1506.

Pennsylvania Society
Sons of the American Revolution
Pittsburgh, Pr., Sept. 29, 1922.

Mr. Robert Garland,
First National Bank Bldg.,
Pittsburgh, Pa.

Dear Sir:

The Pennsylvania Society Sons of the American Revolution will celebrate the signing of the Armistice with a banquet on the evening of November 11, 1922.

We have arranged to have with us on this occasion General Tasker H. Bliss and Dr. Bedrich Stepanek, Minister for Czecho Slovakia. It is my understanding that the Boulevard of the Allies will be formerly dedicated on that day to the Service Men who fought in the World War and the thought struck me that it would be fitting and a great pleasure to have General Bliss and Dr. Bedrich Stepanek present on this occasion.

I would be glad to have you advise me of your suggestions in this regard.

Sincerely yours,

William J. Askin, Jr.,
Chairman of Armistice Day Committee,
Pennsylvania Society American
Revolution,
602 Frick Building.

Which was read, and on motion of Mr. Garland, received and filed.

Also

No. 1507. RESOLVED, That we accept the offer of the Sons of the American Revolution as expressed through Lieut. William J. Askin, Jr.,

Chairman of the Armistice Day Committee of that organization, and we request that he invite General Bliss and Doctor Stepanek to honor the City of Pittsburgh by being present with us on the occasion of the formal dedication of the Boulevard of the Allies in commemoration of those who served in the World's War.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Which motion prevailed.

Mr. Malone presented

No. 1508.

WHEREAS, The Committee on Hearings on Thursday, September 28th, 1922, passed a motion setting aside Armistice Day, November 11th, 1922, as the proper time to dedicate the Boulevard of the Allies as a memorial to the men and women who served in the late war, and so that date of dedication be made a record of this Council, be it, therefore,

RESOLVED, That the Boulevard of the Allies be dedicated on Armistice Day, November 11th, 1922, as a memorial to the men and women of the City of Pittsburgh who served in the World's War; And, be it further

RESOLVED, That the Mayor be authorized to repace for a proper celebration of the dedication of the Boulevard of the Allies as a Memorial.

Which was read.

Mr. Malone moved

The adoption of the resolution.

Which motion prevailed.

The Chair (Mr. Winters) presented

No. 1509.

WHEREAS, the Western Pennsylvania Division of the National Safety Council is planning to conduct a NO ACCIDENT SAFETY WEEK in the Pittsburgh District October 22nd to 28th, 1922, for the purpose of calling attention to the appalling loss of lives in the Pittsburgh District due to ac-

cidents on our public highways and elsewhere, and for the further purpose of assisting in the elimination of such accidents; Now, therefore, be it

RESOLVED, That the Council of the City of Pittsburgh signify its hearty approval of the proposed project and pledge its support and assistance in every appropriate way to make it a success, and call upon all departments of the City to lend their reasonable assistance to the Committee and Officers in charge of the movement, to the end that the lives of the citizens of Pittsburgh and surrounding territory may be protected and the number of accidents reduced.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Which motion prevailed.

Also

No. 1510. An Ordinance authorizing the Director of the Department of Public Works of the City of Pittsburgh to proceed to condemn the property of Josephine Y. Breese, situate in the Seventeenth Ward of the City of Pittsburgh for public playground purposes.

Also

No. 1511. Communication from Rev. Law. A. O'Connell, Director of Catholic Charities, asking for the use of the Duquesne Way market stalls to provide free lodging and breakfast for the homeless men of the City of Pittsburgh.

Which were read and referred to the Committee on Finance.

Mr. Garland moved

That the Minutes of the proceedings of Council at a meeting held on Monday, September 18th, 1922, be approved.

Which motion prevailed.

And on motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, October 9th., 1922.

No. 43.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERSPresident
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, October 9, 1922.

Council met.

Present—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Absent—Mr. English.

PRESENTATIONS.

Mr. Anderson presented

No. 1512. Petition of Committee of Police and Detectives asking for hearing before Budget Committee relative to increases in salaries.

Also

No. 1513. An Ordinance fixing the salaries of the officers, patrolmen and detectives of the Bureau of Police.

Also

No. 1514. Resolution authorizing the issuing of warrants in favor of District Police Commissioners J. P. Clancey for \$18.50 and William J. Kane for \$78.65, for moneys expended by them in securing evidence against

illegal liquor selling and other violations of the law, and charging same to Code Account No. 42 .

Which were severally read and referred to the Committee on Finance.

Also

No. 1515. Resolution authorizing the issuing of a warrant in favor of the Animal Rescue League of Pittsburgh for the sum of \$1,141.08 covering work done during the month of September, 1922, and charging same to Code Account No. 1460, Item B, Miscellaneous Services, Dog Pound, Bureau of Police.

Which was read and referred to the Committee on Public Safety.

Mr. Borland (for Mr. English) presented

No. 1516. An Ordinance changing the name of Hutton avenue, between Hillsboro street and Sherwood avenue, to "Sheraden boulevard."

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Garland presented

No. 1517. An Ordinance appropriating and setting aside from the proceeds of "Street Improvement Bonds," Bond Fund Appropriation No. 194, an additional sum of Two Thousand (\$2,000.00) dollars, for the payment of engineering expenses, including salaries, wages, supplies, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Also

No. 1518. Resolution authorizing and directing the City Controller to transfer the sum of \$1,620.00 from Code Account No. 1217, Wages Temporary Employees, Division of Transmissible Diseases, to Code Account No. 1241, Repairs, Municipal Hospital, Bureau of Infectious Diseases, Department of Public Health.

Also

No. 1519. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$6,878.76 to Code Account No. 42, Contingent Fund, from the following code accounts:

Code Account No. 1048, Transit Commission, Salaries.....\$6187.00

Code Account No. 1049, Transit Commission, Miscellaneous Service 200.00

Code Account No. 1050, Transit Commission, Supplies..... 491.76

Also

No. 1520. Resolution authorizing and directing the City Controller to transfer the sum of \$10,000.00 to Code Account No. 1582, Salaries, Division of Streets, Bureau of Engineering, from the following code accounts:

Code Account No. 1777, Miscellaneous Services, Bureau of Parks\$7,500.00

Code Account No. 1732, Salaries, Bureau of Water 2,500.00

Also

No. 1521. Resolution authorizing and directing the City Controller to enter the final estimate of Booth & Flinn, Ltd., on the contract for the grading, paving and curbing and otherwise improving the Boulevard of the Allies, including Jumonville street from the Boulevard of the Allies to Tustin street on his books as approved and accepted July 10th, 1922.

Also

No. 1522. Resolution authorizing and directing the City Solicitor to enter satisfaction of the delinquent tax liens hereinafter specified, upon payment of the face of said liens, without interest or costs:

D. T. D. No. 2115, October Term, 1913
—\$36.34 against J. L. McCutcheon and John S. Holland.

D. T. D. No. 5151, January Term, 1914
—\$28.69 against J. L. McCutcheon and John S. Holland,

D. T. D. No. 1208, April Term, 1916
—\$29.18 against J. L. McCutcheon and John S. Holland,

D. T. D. No. 1298, April Term, 1917
—\$30.88 against J. L. McCutcheon and Sarah B. Holland,

D. T. D. No. 1348, January Term, 1920
—\$40.64 against J. L. McCutcheon and John S. Holland.

Also

No. 1523. Resolution authorizing and directing the Mayor to execute and deliver a deed to Harry Ravick for Lot No. 313 in J. M. Gazzam Plan of Lots, Mt. Beelen Plan, located on Beelen street, 4th Ward, for the sum of \$350.00.

Also

No. 1524. Resolution authorizing and directing the Mayor to execute and deliver a deed to Bernard Cayton for property as No. 59 Engine House, in the Henderson Estate Plan located on Warren street, 25th Ward, for the sum of \$3,500.00.

Which were severally read and referred to the Committee on Finance.

Also

No. 1525.

WILLIAM J. ASKIN, JR.,
Attorney at Law
602 Frick Building
Pittsburgh, Pa.

Pittsburgh, October 9, 1922.

Council of City of Pittsburgh,
City County Bldg.,
Pittsburgh, Pa.

ATTENTION: E. J. MARTIN,
CITY CLERK

Dear Sir:

Responsive to your communication of October 3rd, 1922, enclosing copy of Bill No. 1507, which is a Resolution requesting that I, as Chairman of the Armistice Day Committee of the Pennsylvania Society, Sons of the American Revolution, invite General Tasker H. Bliss and Doctor Bedrich Stepanek to be present at the formal dedication of the Boulevard of the Allies on Armistice Day, would state that I have received definite word from General Bliss that he will accept our invitation and will be present in Pittsburgh on that day.

I have not as yet received word from Doctor Stepanek.

Kindly advise me what the procedure will be on that day so that the proper arrangements may be made.

Yours very truly,

William J. Askin, Jr.

Which was read.

Mr. Garland moved

That Bill No. 1525 be received and filed, and a copy be sent to the Mayor.

Which motion prevailed.

Mr. Herron presented

No. 1526. Communication from Coll & Totten offering the P. J. Reilly property, known as No. 6011-13-15 Broad street, for \$70,000.00, to be used for combination fire engine house and police station.

Which was read and referred to the Committee on Finance.

Mr. Malone presented

No. 1527. An Ordinance authorizing and directing the construction of a public sewer on Aloe street, from a point about 100 feet northwest of Gross street to the existing sewer on Gross street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1528. An Ordinance authorizing and directing the construction of a public sewer on Calvin street and Forty-fifth street, from a point about 130 feet east of Forty-fifth street to the existing sewer crossing Forty-fifth street at Colter street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1529. An Ordinance authorizing and directing the construction of a public sewer on the north sidewalk of DeFoe street, from a point about 120 feet east of Hemphill street to the existing sewer on the north sidewalk of DeFoe street east of Hemphill street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1530. An Ordinance amending Section 2 of Ordinance No. 254, entitled, "An Ordinance authorizing and directing the Mayor and Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for repaving of Smithfield street, from Water street to Liberty avenue, and providing for the payment of the cost thereof," approved July 28th, 1922, as amended by Ordinance No. 328, approved September 27th, 1922, entitled, "An Ordinance amending Section 2 of Ordinance No. 254, entitled, 'An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to ad-

vertise for proposals and to award a contract or contracts for the repaving of Smithfield street, from Water street to Liberty avenue, and providing for the payment of the cost thereof," approved July 28th, 1922."

Also

No. 1531. Resolution approving the second year premium on the bond of the M. O'Herron Company for the faithful execution of the contract for the repaving, etc., of Carson street East and other streets affected thereby, from Smithfield street to South Seventh street, amounting to \$1,048.-85, and authorizing and directing the City Controller to charge the same to Contract No. 5417, Mayor's Office File No. 278, as part of the cost of said improvement.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented.

No. 1532. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and two award a contract or contracts for the construction of a branch sewer in the Saw Mill Run Drainage Basin extending on the private properties of Mary Walters, Harry W. Lehner, across Dane street, the private property of the Pittsburgh Coal Company and Edgebrook avenue, from a point on the private property of Mary Walters, near the City Line south of Tarragonna street, to Saw Mill Run, describing the same, and authorizing the setting aside of the sum of Seven Thousand (\$7,000.-00) dollars, from the proceeds of Saw Mill Run Sewer Bonds, Bond Fund Appropriation No. 214, for the payment of the cost thereof.

Which was read and referred to the Committee on Public Works.

Mr. Robertson presented

No. 1533. An Ordinance annexing a portion of Reserve Township, Allegheny County, Pennsylvania, to the City of Pittsburgh.

Also

No. 1534. Resolution authorizing and directing the City Controller to set apart and appropriate from Code Account No. 42, the sum of \$1,561.25 as follows :

For the construction of boardwalks and steps on Milroy avenue from East street to Perrysville avenue,
26th Ward\$1,381.25

For the construction of boardwalks and steps on the right of way between Straub's lane and Leider-tafel way, 24th Ward..... 180.00

And authorizing and directing the Director of the Department of Public Works to have the boardwalks and steps constructed as described above.

Which were read and referred to the Committee on Finance.

Also

No. 1535. Petition for removal of steps leading from McCartney street to Mansfield avenue, 20th Ward, to some other location on account of sanitary reasons.

Which was read and referred to the Committee on Public Works.

Also

No. 1536. An Ordinance fixing the width and position of the sidewalks and roadway of Bascom street, from Perrysville avenue to the City line, providing for slopes, parking, construction of retaining walls, steps, etc., on the remaining portion of the street lying without the line of the sidewalks and roadway.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 1537. An Ordinance providing for the purchase of certain lands for public park purposes as an addition to Riverview Park.

Also

No. 1538. Petition of employees of the Board of Water Assessors for restoration of 1921 salary to be effective in 1923.

Also

No. 1539. Communication from Isadore A. Bernstein submitting propositions relative to the rental of the space under the viaduct of the Boulevard of the Allies at Brady street and Forbes street.

Also

No. 1540. Communication from McGrail-Coyne Post No. 223, Veterans of Foreign Wars, endorsing the project to lease space under the viaduct of the Boulevard of the Allies at Brady street to John Duffy for mercantile purposes.

Also

No. 1541. Communication from Local Union No. 95 of International Union of Steam and Operating Engin-

eers, protesting, on behalf of the stationary engineers employed by the City, at the rate of wages and salaries set up in the budget for 1922.

Also

No. 1542. Communication from International Union of Steam and Operating Engineers submitting scale of wages for 1922 and 1923.

Also

No. 1543. Communication from Twenty-eighth Signal Company, Special Troops, 28th Division, Pennsylvania National Guard, asking for an appropriation of \$500.00 for 1923.

Also

No. 1544. Petition of certain employees in the Bureau of Highways and Sewers and the Bureau of Parks for an increase in salary.

Also

No. 1545. Communication from the Spring Hill Board of Trade asking for a hearing before the Budget Committee relative to the purchase of the Edward Schauer property on Spring Hill for playground purposes.

Also

No. 1546. Communication from the Engineers' Society of Western Pennsylvania endorsing the recommendations made by the Citizens Committee on City Plan relative to the purchase of property and the equipping of same for playgrounds.

Also

No. 1547. Communication from J. C. Senn asking to be reimbursed for expense in having windshield of his automobile which was struck by golf ball in Schenley Park repaired.

Also

No. 1548. Communication Stephen Dally asking to be reimbursed for medical attention given his son who was run down by motorcycle policeman J. R. Walker, of No. 6 Police Station.

Which were severally read and referred to the Committee on Finance.

Also

No. 1549. Communication from the Board of Public Education asking permission to use Fairplay avenue and the Beechview Playgrounds on which to erect portable school rooms to be used during the construction of the new Beechview School.

Also

No. 1550. Communication from John Hall, Jr., concerning certain repairs and street improvements on Corliss street and Chartiers avenue, 20th Ward.

Also

No. 1551. Petition of property owners for a hearing relative to the condition of Cadate, Lineal and Lester streets, 19th Ward.

Which were severally read and referred to the committee on Public Works.

Also

No. 1552. An Ordinance authorizing the Western Pennsylvania Division of the National Safety Council to erect a temporary monument in Schenley Park in memory of the children killed by accidents during the year, 1921, subject to the approval of the Director of

Which was read and referred to the Committee on Parks and Libraries.

Also

No. 1553. Report of the Department of Public Works on Bill No. 1354, Resolution requesting the Department of Public Works to correct unsatisfactory drainage conditions in the vicinity of Warrington avenue and West Liberty avenue.

Which was read and referred to the Committee on Public Works.

Also

No. 1554. Communication from the Uplift Society of the Blind inviting the members of Council to attend a meeting in Carnegie Music Hall on Friday evening, October 27, 1922.

Which was read.

Mr. Garland moved

That the communication be received and filed, and the invitation accepted and as many members of Council as possible attend the meeting.

Which motion prevailed.

Also

No. 1555.

October 9th, 1922.

To the members of the City Council:

I am remiss in not having notified the Council of the action of the Prison Board on last Monday, October 2nd, with reference to the City's request for the use of part of the Jail

for a Central Police Station. The Prison Board at its meeting in September appointed a committee of which I was a member, to investigate and make a report to the board. The report of the committee was that, unless the summary conviction cases were removed from the Jail to the Workhouse and unless the number of liquor violations would decrease, the management of the Jail could not afford to take the risk of eliminating the 120 cells now in the south wing. The meeting of the Prison Board contained a bare quorum and the discussion that arose about the policy of summary convictions rather trended toward a policy of maintaining short term prisoners in the jail rather than moving them to the Workhouse and because of the cost of additional keepers and the transportation charges. The opinion was also expressed, and not seriously converted, that the liquor cases would probably continue to increase rather than decrease or even remain stationary. This last opinion is based upon the violent rise of prisoners since 1920. In that year there were 7500. In 1921 there were 10,200 and, from present appearances, 1922 will have 12,000. The Warden is of the opinion that in a year or two more there will probably be 15,000 which number is the high water mark in the prison's history, namely, the year 1918, the last year before prohibition.

Secondly, the judges were concerned about the Act of 1921, which requires every prison to maintain a place for the examination and another place for the treatment of contagious diseases inside the prison.

Third, the County Architect did not fail to remind the Board that the south wall of the Jail is now extended over the Diamond street line. One of the judges said that he thought the wall should not only be taken down to the street line but that safety and convenience would justify the widening of Diamond street at that point to make the street even wider still.

Between it all the committee made an adverse report to the City's request which report was adopted by the Prison Board.

I must, therefore, urge further consideration of this subject.

Yours truly,

W. A. MAGEE.

Which was read and, on motion of Mr. Garland, received and filed.

Also

No. 1556.

City of Pittsburgh, Penna.

October 6th, 1922.

To the City Council:

I return, without approval, Bill No. 1446, authorizing a warrant for \$93.54, in payment of the claim of a patrolman, for attending the National Encampment of Veterans of Foreign Wars at Seattle, Washington. Notwithstanding the recommendation of the Department of Public Safety that the claim be paid and the permission given the officer by the Finance Committee to attend the convention, I do not agree that the claim is a lawful one. The same principle is involved as in all the other resolutions which I have disagreed with the City Council about, namely, that the subject matter does not come within the class of municipal purposes for which, and for which only, the funds of the City may be legally expended.

Respectfully submitted,

W. A. MAGEE.

Mayor.

Which was read.

Mr. Herron moved

That the communication be laid over for one week.

Which motion did not prevail.

And the communication was received and filed.

Also

Bill No. 1446. Resolution authorizing the issuing of a warrant in favor of Oliver W. Graham in the sum of \$93.54, being salary for time lost as patrolman while attending the Twenty-third National Encampment of the Veterans of Foreign Wars at Seattle, Wash., and charging same to Code Account No. 1444, Salaries, Bureau of Police.

In Council, October 2, 1922, Rule suspended, read three times and finally passed by a two-thirds vote.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution became a law notwithstanding the objections of the Mayor.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 1557. Report of the Committee on Finance for October 3, 1922, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 242. An Ordinance entitled, "An Ordinance providing for the appointment of six captains in the Bureau of Police, Department of Public Safety, and fixing the salary therefor."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Anderson arose and said:

Mr. President, the members of Council are acquainted with the fact that this Council reduced the wages of each and every employe of the City this year. The Council and the various heads of the departments were instrumental in a plan to economize and as a result of this program practically every city employe suffered a reduction in salary during the year 1922. However, the first ordinance that came from the Department of Public Safety was for the creation of six new positions in the Bureau of Police, and that is the ordinance before us now.

I would like to remind the members of Council that sometime during the budget session I proposed to make a motion to restore the salary of the men and women in the city service to what it was in 1921.

Mr. Malone arose and said:

Mr. President, I would like to know whether there is a companion bill presented today along the line of the argument presented by the Mayor last Tuesday in committee meeting.

The Chair said:

I know of none.

Mr. Malone said:

I would like to know from the Clerk whether there was a companion bill presented today reducing the

number of lieutenants in the Police Department, as the Mayor said last week that such a reduction would take place.

The Clerk (Mr. Martin) said:

No, sir; there was no such bill introduced.

Mr. Malone said:

Mr. President, I have no objection to this bill; I may vote for it if there is going to be a reorganization of the police department along the line the Mayor spoke last week in committee. I want it understood that I am not going to stand in the way of that program being put into operation.

However, the Mayor, when the bill was approved, said it was the intention of the administration to promote six lieutenants to these places, and that a bill would be introduced reducing the number of lieutenants. If you will permit your minds to go back to the Friday previous when the Director of the Department of Public Safety appeared before Council and this matter was taken up informally and he asked to talk about it, you will recall that in the course of his talk and conversation he very emphatically denied that he intended to reduce the number of employees in the police department. So we have two different statements as to what is to happen to the number of men in the police department if this ordinance becomes effective. I do not care whether the administration intends to reduce the number of policemen or lieutenants; but I do believe that ordinance reducing the number of employees should be before Council before we pass finally upon this ordinance, and if it is not out of order, I would like to make a motion that we postpone action on this bill until we receive definite information as to what the plans of the administration are. If the Mayor intends to do as he agreed I should not say that, but as he inferred, then action should be postponed until the companion ordinance is presented to Council.

Mr. McArdle arose and said:

Mr. President, I would like to correct what I think is an error in Mr. Malone's statement, so far as the Mayor's declaration is concerned. It was I who made the suggestion that this bill now before us could not be amended to meet the conditions suggested by the Mayor, and to that the Mayor raised the objection because he said he would not permit the vacan-

cies that were created by the promotion of the lieutenants to be filled, and therefore there would be no necessity pending the time when perhaps a new salary bill passed after the budget was made up to pass an amending ordinance to the existing salary bill, and the city would be spared the expense of printing and advertising the bill. So it was not the Mayor's suggestion.

Mr. Malone arose and said:

Mr. McArdle is right. I later said that the Mayor did not agree to have a companion ordinance in.

The Chair said:

I really do not think there is any necessity for the motion.

The motion was not seconded.

And on the question, "Shall the bill, as read a second time, be agreed to?"

The Chair ordered the ayes and noes taken, and being taken were:

Ayes—Messrs.

Garland	Robertson
McArdle	

Noes—Messrs.

Anderson	Malone
Garland	Robertson
Borland	Winters (Pres.)
Herron	

Ayes—3

Noes—5

And a majority of the votes of council being in the negative, the bill was rejected on second reading.

Also

Bill No. 1327. An Ordinance entitled, "An Ordinance giving the consent of the City of Pittsburgh to the annexation of the contiguous Borough of St. Clair."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—6

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1480. An Ordinance entitled, "An Ordinance appropriating and setting aside the sum of Six Thousand Five Hundred (\$6,500.00) dollars from Bond Fund Appropriation No. 215, 'Negley Run Sewer Bonds' for the payment of the cost of re-surfacing sewer trenches in the Negley Run Drainage Basin by the City Asphalt Plant, Bureau of Highways and Sewers."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—6

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1474. Resolution authorizing the issuing of a warrant in favor of A. J. Diebold in the sum of \$139.52, refunding water rent on property at 1725-31 Murray avenue, 14th Ward, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—6

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1475. Resolution authorizing the issuing of a warrant in favor of the German Evangelical Protestant Church in the sum of \$178.62, refunding water rent on property at Smithfield street and Sixth avenue, 2nd Ward, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—6

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1476. Resolution authorizing and directing the City Controller to transfer the sum of \$37,500.00 from the fund heretofore set apart and appropriated by the terms of Ordinance No. 418, Series 1921, approved September 6th, 1921, from Street Improvement Bonds, 1919, Bond Fund Appropriation No. 194, and credit same for the payment of the final estimate for the completion of Contract No. 5656, Mayor's Office File No. 289, entered into with Booth & Flinn, Ltd., for the grading, re-grading, paving, repaving, curbing, recurbing and otherwise improving Brownsville avenue, from Warring-

ton avenue to Carson street East, and authorizing the issuing of warrants drawn on said fund for the payment of the cost of completing said contract.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—6

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1292. Resolution authorizing the issuing of a warrant in favor of the Borough of Sharpsburg in the sum of \$413.20, in payment of assessment against property owned by the City of Pittsburgh, for grading and paving Cecil alley, and charging the same to Appropriation No. 42. Contingent Fund.

In Finance Committee, October 3, 1922, read and amended by inserting after the words "the sum of \$413.20" the words "with any additional interest costs," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved.

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—6

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1297. Resolution authorizing and directing the City Controller to transfer the following sums, to-wit:

From Code Account No.	
No. 1548, Equipment, Division of Bridges (Bridges other than toll)	\$ 300.00
From Code Account 1557, Wages, Regular Employees, Division of Bridges, Bridge Repainting	4,200.00
From Code Account 1560, Materials, Division of Bridges, Bridge Repainting	5,500.00

Amounting in the aggregate to \$10,000.00

To Code Account 1542, Salaries, Regular Employees, Division of Bridges.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—6

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1477. Resolution authorizing and directing the City Controller to transfer the sum of \$311.25 from Code Account 1550, A-3, Wages Regular Employees, Bridge Repairs, to Code Account 1562, A-1, Salaries Regular Employees, Street Signs, Division of Bridges, for the purpose of

paying the salary of a street sign inspector for the balance of the current year.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Garland
Herron

McArdle
Robertson
Winters (Pres.)

Ayes—6

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1494. Resolution authorizing the Director of the Department of Public Works to enter a lease with Mrs. Margaret Dallet et al., for the term of one year from January 1st, 1923, for all that certain property situate on Carson street and Sarah street, between Thirtieth street and Thirty-second street, the consideration for said lease to be exoneration of the city taxes assessed against said property. The property to be used for playground purposes.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Garland
Herron

McArdle
Robertson
Winters (Pres.)

Ayes—6

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1491. Resolution authorizing the issuing of a warrant in favor of the Western Union Telegraph

Company for telegraph service during the baseball series 1922, for the Bureau of Recreation, in the sum of \$175.00, chargeable to and payable from Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

That the resolution be laid on the table.

Which motion prevailed. (Mr. Anderson voting No.)

Also

Bill No. 1481. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of One hundred ninety-two thousand dollars (\$192,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering expenses) of improving existing streets of said City forming approaches to the Sixteenth street bridge, including as may be required in the case of each street, establishing and changing grades, grading and regrading, curbing and recurbing, relaying sidewalks and laying and relaying sewers, drains and water lines, constructing and reconstructing retaining walls and street foundations and surfaces, and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Garland moved.

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Mr. Malone presented

No. 1558. Report of the Committee on Public Works for October 3rd, 1922, transmitting an ordinance and several resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1484. Resolution authorizing the issuing of a warrant in favor of Diulus & Benintend for the sum of \$247.83, for the payment of certain extra work done in connection with the contract for the construction of a relief sewer on Bates street and private property of the City of Pittsburgh and Edward Farrell, from Wilmot street to the existing sewer on the private property of Edward Farrell south of Wilmot

street, and charging the same to Contract No. 5813, Mayor's Office File No. 296.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1485. Resolution authorizing the issuing of a warrant in favor of the Dunn & Ryan Contracting Company for the sum of \$945.00, for payment of certain extra work done in connection with the contract for the construction of a relief sewer on Hazelwood avenue, from Sabina street to the Monongahela river and the extension of the outfall of the Jones & Laughlin Steel Company adjoining, and charging the same to Bond Fund Appropriation No. 227, Contract No. 5657, Mayor's Office File No. 289.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1486. Resolution authorizing the issuing of a warrant in favor of Christ Donatelli for the sum of \$9,897.00, for payment of certain extra work done in connection with the contract for the construction of a relief sewer in the Negley Run Drainage Basin for the Homewood and Brushton Districts, on Sterrett street, Kelly street, Bennett street and private property, from Fielding way to private property near Idlewild street, and charging the same to Bond Fund Appropriation No. 215, Contract No. 5464, Mayor's Office File No. 280.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1487. Resolution authorizing the issuing of a warrant in favor of Thomas Cronin Company for the sum of \$61,641.83, for extra work done on Contract No. 5 for grading, regrading, etc. and otherwise improving Boulevard of the Allies, from a point 215.12 feet east of east line of Shingiss street to the east line of Gist street, and charging same to contract No. 1221 on file in the City Controller's office.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1488. Resolution authorizing and directing the Director of the Department of Public Works to have the asphalt plant of the Bureau of Highways & Sewers improve the roadways over the Lawn street and Wilmot street dumps, and charging the cost of wages, supplies and materials to the balances remaining in the following code accounts, to wit:

Code Account 1653-A, Wages, Temporary Employees,

Code Account 1655-C, Supplies,
Code Account 1656-D, Materials, Bureau of Highways & Sewers, amounting in the aggregate to \$3,858.67, and authorizing the issuing of warrants in payment of said work.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 808. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the construction of a retaining wall on the southwesterly line of Spencer street, between Lang street and Chaucer street, and authorizing the

setting aside of the sum of Thirty-five Thousand (\$35,000.00) dollars from Code Account No. 1589-G, Retaining Wall Schedule, for the payment of the cost thereof."

In Public Works Committee, October 3, 1922, read and amended in section 2 and in the title by striking out the words "Thirty-five Thousand (\$35,000.00)" dollars and by inserting in lieu thereof the words "Thirty-three thousand six hundred (\$33,600.00)", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Malone moved

That the amendments of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Borland presented

No. 1559. Report of the Committee on Public Service and Surveys for September 20, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1401. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works, for an on behalf of the City of Pittsburgh.

to enter into a contract with The Pennsylvania Railroad Company and The Pittsburgh, Cincinnati, Chicago and St. Louis Railroad Company, for the purpose of relocating the street lines of Brownsville avenue from the intersection of the north line of Brownsville avenue with the south line of Carson street East eastwardly a distance of about two hundred ninety-four and nineteen hundredths (294.19) feet, measured on the relocated north line of Brownsville avenue, and for relocating the abutments, columns and foundations for same, supporting the bridges carrying the tracks of the said railroad companies across Brownsville avenue and Carson street East, at and near the intersection of said Carson street East and said Brownsville avenue and for the acquisition of property for the relocation portion of Brownsville avenue, and the vacating of that certain part of Brownsville avenue, lying between the present northerly line of Brownsville avenue and the northerly line of same as relocated."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Borland also presented

No. 1560. Report of the Committee on Public Service and Surveys for October 3, 1922, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1469. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks of Blessing street, from a point 114.87 feet northwardly from the southerly line of W. A. Edeburn Plan of Lots and Thos. McNeil Plan of Lots to Webster avenue, providing for slopes, parking, etc., and re-establishing the grade thereof from the first mentioned point to a point 459.10 feet southwardly therefrom."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1493. An Ordinance entitled, "An Ordinance granting unto the Boggs & Buhl Company, its successors and assigns, the right to construct, maintain and use a four inch conduit under and across West Diamond street connecting the buildings of the Boggs & Buhl Department Store with a water vacuum return line, Twenty-second Ward, Pittsburgh, Pa."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Borland also presented

No. 1561. Report of the Committee on Public Service and Surveys for October 4, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1470. An Ordinance entitled, "An Ordinance re-establishing the grade of Bascom street, from the City line to a point 642.35 feet eastwardly therefrom."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Herron presented

No. 1562. Report of the Committee on Parks and Libraries for

October 3, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1482. An Ordinance entitled, "An Ordinance ratifying and confirming an Ordinance authorizing and empowering the Board of Trustees of the Carnegie Institute, and their successors, to enter upon, use, occupy and hold certain lands in the City of Pittsburgh, granting and confirming in the Carnegie Institute of Technology, successor to the Board of Trustees of the Carnegie Institute, the right to enter upon, use, occupy and hold said lands, and further defining said right."

Which was read

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Anderson presented

No. 1563. Report of the Committee on Public Safety for October 3, 1922, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1471. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for repairs, remodeling and alterations at No. 9 Engine House, Bureau of Fire, corner Butler street and McCandless avenue."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes 8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1472. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for furnishing, installing and equipping a Central Fire Alarm System in the City-County Building, including the purchase and installation of any necessary cables or wires required for re-routing system and completion of the work for the Bureau of Electricity."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Herron called up

Bill No. 242. An Ordinance entitled, "An Ordinance providing for the appointment of six captains in the Bureau of Police, Department of Public Safety, and fixing the salary therefor."

In Council, October 9, 1922, bill read a first time, rule suspended, read a second time and rejected.

Which was read.

Mr. Herron moved

That the vote be reconsidered by which the bill was rejected on second reading.

Which motion prevailed.

And on the question, "Shall the bill, as read a second time, be agreed to."

Mr. Herron demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were ordered taken, and being taken were:

Ayes—Messrs.

Garland	McArdle
Herron	Robertson

Noes—Messrs.

Anderson	Malone
Borland	Winters (Pres.)

Ayes—4

Noes—4

And there not being a majority of the votes of council being in the affirmative, the bill was not agreed to on second reading.

Mr. McArdle moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Anderson on July 25 and 26; September 25 and 26, and October 2, 1922;

Mr. Borland on July 24, 25, 26 and 31; August 1, and October 2, 1922; Mr. English on July 24, August 1, 3 and 5, and September 11, 12, 20 and 25, 1922;

Mr. Garland on September 19, 1922.

Mr. Herron on August 5, 1922;

Mr. Robertson on July 24, 1922;

Mr. Winters (Pres.) on September 12, 1922.

Which motion prevailed.

Mr. Garland presented

No. 1564. Resolved, That the Mayor request the Chief Assessor to furnish the Finance Committee, sitting as the Budget Committee, as promptly as possible, data respecting the assessed valuation of city property for 1923, submitting as close an approximation as possible if exact figures are not obtainable at this time.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Which motion prevailed.

Mr. Robertson moved

That the Minutes of the proceedings of Council, at a meeting held on Monday, September 25, 1922, be approved.

Which motion prevailed.

Mr. Robertson, at this time, presented

No. 1565. Marshall Fields Plan of Lots in the 26th Ward, laid

out by Albert W. Mendel, and the dedication of the streets, ways and highways therein.

Also

No. 1566. An Ordinance approving the "Marshall Fields Plan of Lots", in the 26th Ward of the City of Pittsburgh, laid out by Albert W. Mendel, accepting the dedication of Forest Hill Road, Glenridge way, Harrow way, Milroy way, Mt. Airy road, Newland way and Norwood avenue as shown thereon, for public use for highway purposes, opening and naming the same, fixing the width and position of the sidewalks and roadways on Forest Hill road, Mt. Airy road and Norwood avenue, and establishing the grade on Forest Hill road, Glenridge way, Harrow way, Mt. Airy road, Newland way and Norwood avenue."

Which were read and referred to the Committee on Public Service and Surveys.

And on motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, October 16th, 1922.

No. 44.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.

Monday, October 16, 1922.

Council met.

Present—Messrs

Andersen	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

PRESENTATIONS

Mr. English presented

No. 1567. Communication from Jos. E. Salisbury, Secretary, asking that the Church of the Messiah be reimbursed in the sum of \$271.02 for damages to church property due to backing up of sewer on Sherwood avenue, 20th Ward.

Which was read and referred to the Committee on Finance.

Also

No. 1568. Petition of residents of the 28th Ward (formerly East Carnegie, Chartiers Township) for reduction in carfare from Kirkwood street to the City.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 1569. Report of the Department of Public Health relative to the amount of garbage and rubbish removed during the month of September 1921 and the month of September, 1922.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Herron presented

No. 1570. Petition of Service Inspectors in the Bureau of Water asking for an increase in salary.

Which was read and referred to the Committee on Finance.

Mr. Malone presented

No. 1571. Resolution authorizing and directing the City Controller to set apart and appropriate from Code Account No. 42, the sum of \$350.00 for the construction of boardwalk and steps on Templeton avenue, from West Liberty avenue to Woodward avenue, a distance of approximately 300 feet, and authorizing and directing the Director of the Department of Public Works to have the boardwalk and steps constructed as described above.

Also

No. 1572. Resolution authorizing the issuing of a warrant in favor of Edward M. Bassett, Attorney-at-Law, for \$311.87, for services rendered the Department of City Planning, in a consulting capacity, during the month of October 1922, and charging the same to Code Account No. 1108-B, Miscellaneous Services, Department of City Planning.

Which were read and referred to the Committee on Finance.

Also

No. 1573. Resolution approving the payment of \$859.10 to Booth & Flinn, Ltd., for extra work on the contract for the reconstruction of the Island

Avenue Bridge, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Also

No. 1574. An Ordinance providing for the letting of a contract for the purchase of one (1) steam boiler for the Asphalt Plant.

Which were read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 1575. Resolution instructing the Director of the Department of Public Works to have the flagpole now stored in Mt. Washington Park, 19th Ward, painted and erected in said Park, and charging the costs thereof to Code Account No. 1883, Mt. Washington Park, Bureau of Parks.

Which was read and referred to the Committee on Finance.

Also

No. 1576. Petition for the grading, paving and curbing of Milligan street, between Lelia street and a property line.

Also

No. 1577. An Ordinance authorizing and directing the grading, paving and curbing of Milligan street, from Lelia street to the southerly terminus distant 43.83 ft. north of Arion street, including the extension of a sewer for the drainage thereof, over, across and through private property of Frederick Rodgers et ux, from the southerly terminus thereof to the existing sewer on Arion street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1578. An Ordinance authorizing and directing the construction of public sewers on Trelona way, from a point about 70 feet southeast of Pioneer avenue, to the existing sewer on Stebbins avenue, and from a point about 15 feet southeast of Stebbins avenue to the existing sewer on Queensboro avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Robertson presented

No. 1579. Petition of citizens of Howard street, 24th Ward, for erection of steps from about 1812 Howard street to East street.

Which was read and referred to the Committee on Public Works.

Also

No. 1580. An Ordinance providing for the making of a contract or contracts for the furnishing and erecting of "Boiler Baffle Walls and Appurtenances" at Brilliant Pumping Station, Contract No. 13-S.

Also

No. 1581. An Ordinance providing for the making of a contract or contracts for "Repairs to Herron Hill Pumping Station Building," Contract No. 2-F.

Which were read and referred to the Committee on Filtration and Water.

The Chair presented

No. 1582. Petition of Police Matrons asking for an increase in salary.

Also

No. 1583. Petition of Gate Mechanics, Filtration Plant, Bureau of Water, for increase in salary.

Also

No. 1584. Petition of employees at the Laboratory, Filtration Division, Bureau of Water, for an increase in salary.

Also

1585. Petition of uniformed members of the Bureau of Fire for an increase in salary.

Also

No. 1586. Communication from Women Police Auxiliaries asking for a hearing before the Budget Committee relative to an increase in salary.

Also

No. 1587. An Ordinance fixing the salaries of the five Women Police Auxiliaries in the Bureau of Police, Department of Public Safety.

Also

No. 1588. Resolution authorizing and directing the City Solicitor to enter satisfaction of lien filed at B. T. D. No. 77 January Term, 1919, against property of George E. Lorch & Bros. on Carson street, between South 16th and 17th streets, for water rent for the year 1915, upon the pay-

ment to the City of the sum of \$218.07, which includes the face of said lien and costs thereon.

Which were severally read and referred to the Committee on Finance.

Also

No. 1589. Communication from Wm. Barr asking for a hearing relative to the grading, paving and curbing of Bon Air avenue, 18th Ward, under the Act of 1895.

Also

No. 1590. Petition for elimination of danger to traffic by making changes in the retaining wall on Westfield avenue at the intersection with Sebring avenue.

Also

No. 1591. Petition of pupils of the South Hills High School for the construction of serpentine steps from south mouth of Mt. Washington Tunnel to Ruth street.

Also

No. 1592. Communication from the Bell Telephone Athletic Association asking permission to use the South Side Market Hall for basketball games.

Also

No. 1593. Communication from the Troy Hill Board of Trade asking that the Duquesne steps and those near the property of the American Brewery leading from East Ohio street be repaired and placed in good condition.

Also

No. 1594. Communication from S. H. Church, President, The Carnegie Institute, relative to non-completion of street work on Forbes street at the corner of Morewood avenue.

Which were severally read and referred to the Committee on Public Works.

Also

No. 1595. Communication from George H. A. Roehrig, Secretary, Knoxville Borough, complaining of rubbish and other refuse being burned on Hartford street.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 1596. Report of the Department of Public Health relative to monthly inspection of the Soho Playgrounds relative to dumping of rubbish thereon.

Which was read.

Mr. McArdle moved

That the report be received and filed.

Which motion prevailed.

Also

No. 1597. Communication from A. W. Robertson, Western Pennsylvania Division, National Safety Council, inviting the members of Council to participate in the street demonstration on Thursday, October 26th, in connection with "No Accident" Safety Week.

Which was read.

Mr. Malone moved

That the communication be received and filed, and the invitation accepted, and as many members of Council as possible to participate in the demonstration.

Which motion prevailed.

Mr. Garland presented

No. 1598. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of One Hundred and Ninety-two Thousand Dollars (\$192,000.00) and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering expenses) of improving existing streets of said City forming parts of, and connecting with, approaches to the Sixteenth Street Bridge, including as may be required in the case of each street, establishing and changing grades, grading and regrading, curbing and recurbing, relaying sidewalks and laying and relaying sewers, drains and water lines, constructing and reconstructing retaining walls and street foundations and surfaces, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 1599. An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with the borough of Homestead, in the manner and form provided for herein, for the purpose of enabling the City of Pittsburgh to sell water to the Borough of Homestead, subject to the terms and conditions herein provided.

Also

No. 1600. Resolution authorizing the issuing of a warrant in favor of the John F. Casey Company for the sum of \$186.01 for payment for

certain work done in connection with the contract for repairs to Chartiers Avenue Sewers, "Emergency Contract," No. 5791, Mayor's Office File No. 295, and charging same to said contract.

Also

No. 1601. Resolution authorizing the issuing of a warrant in favor of Goldie May Davis and Arthur D. Davis, her husband, for \$200.00, in full settlement of any and all claims for damages which they might have against the City of Pittsburgh arising out of an accident that occurred to Goldie May Davis on September 4, 1922, at 10:30 P. M., on the Frazier Street steps, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 1602. Resolution authorizing and directing the City Controller to appropriate and set aside from the proceeds of Water Bonds, Series "A", 1919, the sum of \$50,000.00 for the purpose of the purchase of commodities used in the improvement and extension of water system, and the installation of water meters, etc., said appropriation to be known as No. 203-C, Miscellaneous Services, Supplies, Materials and Equipment.

Also

No. 1603. Resolution authorizing and directing the City Controller to set aside an additional sum of \$154.42 to Contract No. 1232, Bath House and Comfort Station at corner of Crawford street and Wylie avenue, as follows:

\$77.21 from Playground Bonds No. 201, and \$77.21 from Public Comfort Station Bonds No. 202.

Also

No. 1604. Resolution authorizing and directing the City Controller to transfer the sum of \$200.00 from Code Account 1089-B, Miscellaneous Service to Code Account 1090-C, Supplies, Bureau of Public Improvements, Department of Law.

Also

No. 1605 Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$10,000.00 from Appropriation No. 1745, Water, Filtration Division, Temporary Wages, to Appropriation No. 42, Contingent Fund.

Also

No. 1606. Resolution authorizing and directing the City Controller to transfer \$4088.67 from Code Ac-

count 1080 (Public Utilities Litigation) to Code Account 1075 (Salaries, Department of Law); \$3,000.00 from Code Account 1080 (Public Utilities Litigation) to Code Account 1077 (Witness Fees, Department of Law); \$500.00 from Code Account 1080 (Public Utilities Litigation) to Code Account 1076 (Miscellaneous Services, Department of Law); \$100.00 from Code Account 1080 (Public Utilities Litigation) to Code Account 1081 (Petty Claims Fund—Department of Law); \$200.00 from Code Account 1079 (Equipment, Department of Law) to Code Account 1076 (Miscellaneous Services, Department of Law) \$200.00 from Code Account 1079 (Equipment, Department of Law) to Code Account 1081 (Petty Claims Fund, Department of Law.)

Also

No. 1607. Resolution authorizing and directing the Mayor to execute and deliver a deed to Dullio Castelli for Lot No. 53 located on Hedge street, 12th Ward, for the sum of \$275.00.

Which were severally read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 1608. Report of the Committee on Finance for October 10th, 1922, transmitting an ordinance and sundry resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

No. 1517. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of "Street Improvement Bonds," Bond Fund Appropriation No. 194, an additional sum of Two Thousand \$2,000.00) Dollars, for the payment of Engineering Expenses, including salaries, wages, supplies, materials and miscellaneous Services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 765. Resolution authorizing the issuing of a warrant in favor of William Bennett, Chief of the Bureau of Fire, for the sum of \$440.00, covering amounts paid by certain employes of the Bureau of Fire, who are required to operate motor vehicles in the performance of their duties and are compelled to secure Paid Drivers' Licenses from the State Highway Department of Pennsylvania, in accordance with an Act of Assembly, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1514. Resolution authorizing the issuing of warrants in favor of the following district commissioners in the Bureau of Police, covering monies expended by them personally in securing evidence against

illegal liquor selling and other violations of the law, and charging the same to the code account hereinafter named, to-wit:

Name	Amount	Code Account
J. P. Clancey	\$18.50	No. 42
William J. Kane	78.65	No. 42

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1522. Resolution authorizing and directing the City Solicitor to enter satisfaction of the delinquent tax liens hereinafter specified, upon payment of the face of said liens, without interest or costs:

- D. T. D. No. 2115 October Term, 1913
\$36.34 against J. L. McCutcheon and John S. Holland,
- D. T. D. No. 5151 January Term, 1914
\$28.69 against J. L. McCutcheon and John S. Holland,
- D. T. D. No. 1298 April Term, 1917
\$29.18 against J. L. McCutcheon and John S. Holland,
- D. T. D. No. 1208 April Term, 1917
\$30.88 against J. L. McCutcheon and Sarah B. Holland,
- D. T. D. No. 1348 January Term, 1920
\$40.64 against J. L. McCutcheon and John S. Holland.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1534. Resolution authorizing and directing the City Controller to set apart and appropriate from Code Account No. 42, the sum of \$1,561.25, as follows:

For the construction of boardwalks and steps on Milroy avenue, from East street to Perrysville avenue, 26th Ward\$1,381.25

For the construction of boardwalks and steps on the right of way between Strabu's lane and Lieder-tafel way, 24th Ward..... 180.00

And authorizing and directing the Director of the Department of Public Works to have the boardwalks and steps constructed as described above.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1518. Resolution authorizing and directing the City Controller to transfer the sum of \$1,620.00 from Code Account 1217, Wages-Tem-

porary Employees, Division of Transmissible Diseases, to Code Account 1241, Repairs Municipal Hospital, Bureau of Infectious Diseases, Department of Public Health.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1519. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$6,878.75 to Code Account No. 42, Contingent Fund, from the following code accounts:

Code No. 1048, Transit Com mission, Salaries	\$6,187.00
Code No. 1049, Transit Com mission, Miscellaneous Service	200.00
Code No. 1050, Transit Com mission, Supplies	491.75

Total\$6,878.75

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also, with a negative recommendation,

Bill No. 1299. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot No. 82 in Joseph Nixon Plan, located on Naylor street, 14th Ward, to Steve Stulz, for the sum of \$255.00.

Which was read.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Also

Bill No. 1423. Resolution authorizing and directing the City Controller to transfer the sum of \$1,620.00 to Code Account 1241, Repairs, Municipal Hospital, from the following: Code Account 1236, Salaries, Temporary Employees.....\$ 454.90

Code Account 1242½, Structural and Non-structural improvements 1,165.10

Which was read.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Also

Bill No. 1426. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot No. 82 in Joseph Nixon Plan, located on Naylor street, 14th Ward, to Stephen Steranchak, in behalf of John Kopko, for the sum of \$100.00.

Which was read.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Also

Bill No. 1427. Resolution authorizing and directing the Mayor to execute and deliver a deed for piece of ground located on East Ohio street, 24th ward, to John Salopek, for the sum of \$300.00.

Which was read.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Also

Bill No. 1428. Resolution authorizing and directing the Mayor to execute and deliver a deed for lots

Nos. 62 to 81, inclusive, in the Joseph Nixon Plan, located on Naylor street, 14th Ward, to Stephen Steranchak, in behalf of Simon Steranchak, for the sum of \$800.00.

Which was read.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Mr. Garland also presented

No. 1609. Report of the Committee on Finance for October 13th, 1922, transmitting several resolutions to council.

Which was read, received and filed.

Mr. Garland moved

A suspension of Rule VIII, providing that bills, ordinances and resolutions, when returned from committee shall be printed and a copy of each mailed to each member at least 48 hours previous to its consideration by council.

Which motion prevailed.

Also

Bill No. 30. Resolution authorizing the issuing of a warrant in favor of P. J. McArdle, in the sum of \$6,188.76, being due as salary for services as Investigator in the Division of Investigation, Office of the City Clerk, including interest from date when salary was due to January 15, 1922, and charging same to Appropriation No. 42, Contingent Fund.

In Finance Committee, October 13th, 1922, Read and amended by striking out "\$6,188.76" and by inserting in lieu thereof "\$6,134.74"; by striking out the words "when salary was due to January 15, 1922," and by inserting in lieu thereof the words "of verdict," and by striking out the words "42, Contingent Fund" and by inserting in lieu thereof the words "1014, Investigation Fund," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. English arose and said:

Mr. President, I still object to this manner of paying these claims. My objection is based on the same objection which I have urged from the beginning; that is, this, that under the charter ordinance and other Acts of Assembly the City of Pittsburgh is restricted and limited in the manner and method of making appropriations from the City Treasury. In the matter of salaries and in the matter of appropriations, the Mayor is given peculiar power, vested in him alone, and when the Mayor vetoes an ordinance which was done with this particular proposition two years ago, the only way under the law to get over that veto is to have six votes in Council to override the veto. That was not done.

We have had two lawsuits in connection with this, and I regret very much to be compelled to stand here in public and say that in my opinion the rules of procedure in connection with the court procedure are not a credit to the City of Pittsburgh, the County of Allegheny, or the State of Pennsylvania. Now, I do not say that with any disrespect to the law, or the Honorable Court, or to the attorneys engaged in this matter, but I say it because of a firm conviction which still exists within me, if not in any others, that when the case goes to court it should be the business of the court as well as everybody in public to get all the facts in the case. I regret to inform you, Mr. President, that I have had the opportunity of appearing in the second case, being a witness to the entire proceedings, which lasted a half day and a few hours of the next day, and I regret exceedingly that not a single bit of fact was brought out touching the point which is at issue in this case and which concerns the payment of money from the City Treasury, and that fact is that not one word was uttered regarding the vetoes—not a bit of testimony was even allowed to be taken—not even a bit of testimony was allowed to be taken to show that the right course of procedure had not been followed in this case, which had been followed hundreds of times in my own limited experience as a member of Council.

I must quote here the words of the Honorable Judge, "I know Mr. Finley who runs your Water Depart-

ment, I suppose if Council only gave him enough money to run 10 surveyors and he had 20 on the payroll, he would have to discharge 10, wouldn't he?" Yet this is an identical case, Mr. President. The Honorable Court knew the fact, but under the rules of procedure our famous jurisprudence—the truth, was not brought out. This is the case of one, two or three positions. In this case it is raised to the dignity of a division.

Mr. President, I do hope that no one can charge me with having a personal animosity in this case, because I do not have, but I have a firm conviction that the law and power of the City Council and the Mayor under the Charter ordinance was not handled properly in this proposition. The truth of this was the fact that we did not even get a chance to put that kind of testimony in the record, and I am compelled in defense of my position, to make this statement in open Council. It is not with any animosity that when the City goes in to court the City should be allowed to explain everything that goes on in any particular case. No wonder we are getting trimmed on Second avenue in the sum of \$1,000,000 and in all cases where the City seems to get the worst. I do not know what the outcome would have been if a full statement of the facts had been allowed to have been given; and I do not gainsay that when the City Council and the Mayor make an appropriation ordinance which finally becomes the law and there is not sufficient money to pay a certain number of whitewings for the entire year, everybody knows what the Director of the Department of Public Work does—he notifies a certain number of employees which he picks out at his will and pleasure, and says to them that there is not enough money to pay you from the City Treasury.

I am sorry, Mr. President; I am through and I vote NO.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Borland
Garland
Herron

Malone
Robertson
Winters (Pres.)

Noes—Messrs.

Anderson

English

(Mr. McArdle not voting.)

Ayes—6.

Noes—2.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Also

Bill No. 28. Resolution authorizing the issuing of a warrant in favor of Monica Battle in the sum of \$120.92, being due as salary for services as stenographer in the Division of Investigation, Office of the City Clerk, including interest from date when salary was due to January 15, 1922, and charging same to Appropriation No. 42, Contingent Fund.

In Finance Committee, October 13th, 1922, read and amended by striking out "\$120.92" and by inserting in lieu thereof "\$126.31; by striking out the words "including interest from date when salary was due to January 15, 1922," and by striking out the words "42, Contingent Fund," and by inserting in lieu thereof the words "1014, Investigation Fund," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
Garland	Robertson
Herron	Winters (Pres.)

Noes—Messrs.

Anderson	English
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Ayes—6

Noes—2

(Mr. McArdle not voting.)

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Also

Bill No. 29. Resolution authorizing the issuing of a warrant in favor of T. Murray Locklin in the sum of \$2,858.84, being due as salary

for services as Assistant Investigator in the Division of Investigation, Office of the City Clerk, including interest from date when salary was due to January 15, 1922, and charging same to Appropriation No. 42, Contingent Fund.

In Finance Committee, October 13th, 1922, read and amended by striking out "\$2,858.84" and by inserting in lieu thereof "\$2,988.00"; by striking out the words "including interest from date when salary was due to January 15, 1922," and by striking out the words "42, Contingent Fund," and by inserting in lieu thereof the words "1014, Investigation Fund," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Garland	Robertson
Herron	Winters (Pres.)
Borland	Malone

Noes—Messrs.

Anderson	English
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Ayes—6

Noes—2

(Mr. McArdle not voting.)

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Mr. Malone presented

No. 1610. Report of the Committee on Public Works for October 10th, 1922, transmitting sundry ordinances and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1527. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a

public sewer on Aloe street, from a point about 100 feet northwest of Gross street to the existing sewer on Gross street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1528. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Calvin street and Forty-fifth street, from a point about 130 feet east of Forty-fifth street to the existing sewer crossing Forty-fifth street at Coltor street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1529. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the north sidewalk of De Foe street, from a point about 120 feet east of Hemphill street to the existing sewer on the north sidewalk of De Foe street east of Hemphill street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1530. An Ordinance entitled, "An Ordinance amending Section 2 of Ordinance No. 254, entitled, "An Ordinance authorizing and

directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for repaving of Smithfield street, from Water street to Liberty avenue, and providing for the payment of the cost thereof," approved July 28th, 1922, as amended by ordinance No. 328, approved September 27th, 1922, entitled, "An Ordinance amending Section 2 of Ordinance No. 254, entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving of Smithfield street, from Water street to Liberty avenue, and providing for the payment of the cost thereof," approved July 28th, 1922." "

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1532. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a branch sewer in the Saw Mill Run Drainage Basin extending on the private properties of Mary Walters, Harry W. Lehner, across Dane street, the private property of the Pittsburgh Coal Company and Edgebrook avenue, from a point

on the private property of Mary Walters, near the City line south of Tarragonna street to Saw Mill Run, describing the same, and authorizing the setting aside the sum of Seven thousand (\$7,000.00) dollars from the proceeds of Saw Mill Run Sewer Bonds, Bond Fund Appropriation No. 214, for the payment of the cost thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1531. Resolution approving the payment of the cost of second year premium on bond required in the execution of the contract between the City and M. O'Herron Company for the repaving, etc. of Carson street east and other streets affected thereby, from Smithfield street to South Seventh street, amounting to \$1,048.85, and authorizing and directing the City Controller to charge the same to Contract No. 5417, Mayor's Office File No. 278, as part of the cost of said improvement.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Mr. Malone also presented

No. 1611. Report of the Committee on Public Works for October 11th, 1922, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1321. An Ordinance entitled, "An Ordinance opening Manchester avenue in the 22nd Ward of the City of Pittsburgh, from Allegheny avenue to Sturgeon street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 1322. An Ordinance entitled, "An Ordinance widening

Pollmey street, in the 22nd Ward of the City of Pittsburgh, from Galveston avenue to Sturgeon street, providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby, and changing the name of a portion thereof to 'Manchester avenue.' "

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And there being three-fourths of the votes of council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 1323. An Ordinance entitled, "An Ordinance widening Galveston avenue, in the 22nd Ward of the City of Pittsburgh, from South avenue to Pollmey street, providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and changing the name thereof to 'Manchester avenue.' "

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions, of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Borland presented

No. 1612. Report of the Committee on Public Service and Surveys for October 10th, 1922, transmitting several ordinances and a lot plan to council.

Which was read received and filed.

Also, with an affirmative recommendation

Bill No. 1565. Marshall Fields Plan of Lots, in the 26th Ward of the City of Pittsburgh, laid out by Albert W. Mendel, and the dedication of the highways shown therein.

Which was read, accepted and approved by the following vote:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

Also

Bill No. 1566. An Ordinance entitled, "An Ordinance approving the 'Marshall Fields Plan of Lots' in the 26th Ward of the City of Pittsburgh, laid out by Albert W. Mendel, accepting the dedication of Forest Hill Road, Glenridge way, Harrow way, Milroy way, Mt. Airy road, Newland way and Norwood avenue as shown thereon for public use for highway purposes, opening and naming the same, fixing the width and position of the sidewalks and roadways on Forest Hill road, Mt. Airy road and Norwood avenue, and establishing the

grade on Forest Hill road, Glenridge way, Harrow way, Mt. Airy road, Newland way and Norwood avenue."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1536. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway of Bascom street, from Perrysville avenue to the City line, providing for slopes, parking, construction of retaining walls, steps, etc. on the remaining portion of the street lying without the lines of the sidewalks and roadway."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Borland also presented

No. 1613.

Department of Law,

City of Pittsburgh, Penna.,

October 14, 1922.

To the President and Members of Council.

Gentlemen:

With reference to Bill 1468, being an ordinance vacating Everett street and Hogans way, in the 28th Ward of the City of Pittsburgh, from Railroad street to the westerly line of an unnamed fifteen foot way west of Windgap avenue, as laid out in S. A. Duff's Plan of Lots, recorded in the Recorder's Office of Allegheny County in Plan Book Vol. 16, page 19, and also Railroad street, from Everett street to Youghiogheny avenue, as located by deed of record in the Recorder's Office of Allegheny County in Deed Book, Vol. 1168, page 1, you have asked whether or not the public rights have been abandoned by the failure to use the streets in question for a period of twenty-one years, and in reply thereto we report as follows:

We cannot undertake to pass upon the question of fact as to whether these streets have or have not been used by the public within twenty-one years last past, but if they have not been so used or accepted by the municipality and opened up to the public, we see no reason why they should not be vacated.

The Act of Assembly of May 9, 1899, P. L. 173, provides:

"That any street, lane or alley, laid out by any person or persons in any village, or town plot, or plan of lots on lands owned by such person or persons, in case the same has not been opened up, or used by, the public for twenty-one years next after the laying out of same, shall be and have no force and effect and shall not be opened without the consent

of the owner or owners of the land on which the same has been, or shall be, laid out."

In other words, the public rights to such streets or alleys no longer exist if the street has not been used by the public for a period of twenty-one years next after the laying out of same.

These streets and alleys were originally laid out in the S. A. Duff Plan of Lots above mentioned, but by deed of S. A. Duff et ux., recorded in Deed Book, vol. 1168, page 1, there was a portion of Railroad street conveyed to the Ohio Connecting Railway Company, and in the same instrument the grantor dedicated a street in the place and stead of Railroad street as laid out in the original plan.

It appears that all the parties in interest and affected by this plan of lots, including the Ohio Connecting Railway Company, have joined in the Petition for the vacating of the streets and alley mentioned in the ordinance, as appears by the affidavit of Edward E. Duff attached thereto.

If, therefore, there has been no public user of these streets and alleys for more than twenty-one years, taken together with the joinder of all property owners affected by the plan in the Petition, we are of the opinion that no vested rights will be interfered with by the passage of the vacating ordinance.

Respectfully submitted,

Richard W. Martin, City Solicitor
(Opinion by Mr. Ewing)

Which was read, received and filed.

Also

No. 1614.

City of Pittsburgh, Penna.,

October 16th, 1922.

Department of Assessors

To the Committee on Public Service and Surveys,
Pittsburgh, Penna.

Gentlemen:

Replying to your letter of October 4th, with reference to Bill No. 1468, an ordinance vacating Everett street and Hogans way, in the 28th Ward, from Railroad street to the westerly line of the first unnamed 15 foot way west of Windgap avenue, and also Railroad street, from Everett street to Youghiogheny avenue.

We have examined this property and have placed a valuation of \$4,450 on the land in the bed of these streets.

the area of the respective streets being as follows:

Everett street..... 23,680 square feet
Hogans alley 9,645 square feet
Railroad street 11,200 square feet

Total44,525

Very truly yours,

Thomas C. McMahon

Chief Assessor.

Which was read, received and filed.

Also, with an affirmative recommendation, subject to reports from the Law Department and Department of Assessors.

Bill No. 1468. An Ordinance entitled, "An Ordinance vacating Everett street and Hogans way, in the 28th Ward of the City of Pittsburgh, from Railroad street to the westerly line of the first unnamed 15 foot way west of Windgap avenue, as laid out in S. A. Duff's Plan of Lots, and recorded in Recorder's Office of Allegheny County in Plan Book, vol. 16, page 97, and also Railroad street, from Everett street to Youghiogheny avenue, as located by a deed of record in the Recorder's Office of Allegheny County in Deed Book, vol. 1168, page 1,"

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. English arose and said:

Mr. President, we have just heard the opinion of the City Solicitor, but it is not stated that the owners of this property have paid taxes on what we call a paper street. Before voting on the ordinance I would like to know whether the owners of the property abutting on the streets to be vacated have been paying taxes for the past 21 years on the ground in question, or has it been exempt from taxes because it was presumed to be a public highway.

The reports of the Department of Assessors and the Law Department do not state whether or not the owners had been paying taxes on the ground in question.

I desire to help any Company which has a fair proposal for improving the City, but I also desire to deal fairly with the city as well, and for that

reason I desire to know whether taxes have been paid on this property for the past 21 years.

The Chair said:

I am unable to give you the information you desire; but Mr. Louis P. Schneider, representing the owners of the property in this transaction is present and he might enlighten you on this. If there are no objections, we will hear from Mr. Schneider.

Mr. Louis P. Schneider, being given the privilege of the floor, said:

Mr. President, in answer to Mr. English, I am sorry to say that I am not prepared to answer this question. I might say, however, that there are no streets on record in the office of the Division of Surveys, and I would be inclined to think that the owners have been paying taxes on this property.

Mr. English arose and said:

Mr. President, I desire to be recorded as "not voting" on this bill for the following reason. If no taxes were assessed or paid on this land for 21 years a vote to now vacate the streets would be unfair to the city, while if taxes were assessed and were paid for 21 years, a refusal to vacate the streets would be unfair to the owners seeking the vacation. As no one has been able to advise on this question and it appears that Council desires to pass the ordinance today without referring back for the information regarding taxes I desire to be recorded as "not voting."

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson

Borland

Garland

Herron

Malone

McArdle

Robertson

Winters (Pres.)

(Mr. English not voting).

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Herron presented

No. 1615. Report of the Committee on Parks and Libraries for October 10th, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also

Bill No. 1552. An Ordinance entitled, "An Ordinance authorizing the Western Pennsylvania Division of the National Safety Council to erect a temporary monument in Schenley Park in memory of the children killed by accidents during the year 1921, subject to the approval of the Director of

In Parks and Libraries Committee, October 10, 1922, Read and amended in Section 2 and in the title by inserting in blanks space the words "the Department of Public Works," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Herron moved

That the amendments of the Parks and Libraries Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Anderson presented

No. 1616. Report of the Committee on Public Safety for October 10th, 1922, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1515. Resolution authorizing the issuing of a warrant in favor of the Animal Rescue League of Pittsburgh for the sum of \$1,141.08, covering work done during the month of September, 1922, and charging the same to Code Account No. 1460, Item B, Miscellaneous Services, Dog Pound, Bureau of Police.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

MOTIONS AND RESOLUTIONS

Mr. Garland presented

No. 1617.

WHEREAS, It is the general opinion that the Boulevard of the Allies will need a further extension at the Eastern end in order to relieve congestion on Forbes street, and in order to accomplish this, proper routes must be considered a sufficient time ahead to present to the people for a Bond Issue; Therefore, be it

RESOLVED, That the Mayor be requested to obtain from the Director of the Department of Public Works a report recommending the most favorable route with approximate cost of same, and also as to the advisability of instituting early proceedings to secure the necessary property by widening legislation, or otherwise.

Which was read.

Mr. Gariand moved

That the adoption of the resolution.

Which motion prevailed.

Mr. Robertson moved

That the Minutes of Council at meetings held on Monday, October 2nd, 1922, and Monday, October 9th, 1922, be approved.

Which motion prevailed.

Mr. Malone presented

No 1618 Resolution authorizing and directing the City Controller to transfer the following amounts in the Bureau of Recreation:

From	
Code Account No. 1905, Sal. Reg. Emp.	\$3,080.25
Code Account No. 1913, Washington, Sal. Reg. Emp.	305.90
Code Account No. 1915, Lawrence, Sal. Reg. Emp.	387.27
Code Account No. 1916, War- rington, Sal. Reg. Emp.	1,153.00
Code Account No. 1917, West Penn, Sal. Reg. Emp.	876.67
Code Account No. 1919, Lewis, Sal. Reg. Emp.	664.75
Code Account No. 1921, Brush- ton Pl., Wages, Temp. Emp.	20.10
Code Account No. 1925, Schen- ley Pl., Wages, Temp. Emp.	7.00
Code Account No. 1926, Sum- mer plygr. Wages, Temp. Emp.	261.60

Total\$6,756.54

To

Code Account No. 1906, Wages, Temp. Emp.	\$3,187.89
Code Account No. 1907, Miscel- laneous Services	1,000.00
Code Account No. 1909, Mater- ials	750.00
Code Account No. 1910, Re- pairs	750.00
Code Account No. 1911, Equip- ment and Machinery.....	500.30
Code Account No. 1920, Brush- ton-Schenley-Home- wood Pls, Sal. Reg. Emp.....	110.00
Code Account No. 1922, Ormsby Pl., Wages Temp. Emp.	189.55
Code Account No. 1923, Law- rence Pl., Wages Temp. Emp.	269.30

Total\$6,756.54

Which was read and referred to the Committee on Finance.

No 1119 C u

atation Army. Inviting to the
of Council to attend the Sunday af-
ternoon meeting (October 22nd, 1922)
in the Soldiers Memorial Hall, at
which Miss Booth will be present, al-
so to attend the "breaking of the
ground" ceremony for new building
on Second Avenue, on Monday, October
2nd, at 12:15 P. M.

Which was read.

Mr. Malone moved

That the communication be re-
ceived and filed, and the invitation
accepted.

Which motion prevailed.

Mr. English called up

Bill No. 242. An Ordinance
entitled, "An Ordinance providing for
the appointment of six Captains in the
Bureau of Police, Department of Pub-
lic Safety, and fixing the salary
therefor."

In Council, October 9th, 1922, bill
called up and vote reconsidered by
which it was rejected on second
reading, and the motion, to agree to
the bill on second reading, failed.

Which was read.

Mr. English moved

That the bill, as read a sec-
ond time, be agreed to.

Mr. Anderson arose and said:

Mr. President, I stated last week in
opposing the passage of this bill that
if the Council would give the consid-
eration to the other city employees
that they are in creating these six
positions and increase their wages
that I would vote for this ordinance.
At the last session of the Finance
Committee it was agreed that all ordi-
nances and petitions for increases in
salaries would be laid on the table
until the Budget Committee takes up
the consideration of the appropria-
tions for 1923.

Why this unseemly haste on this
ordinance? All of us may be for this
ordinance when the proper time comes
and we have had an opportunity to
look into it, but it is a matter for
budget proceeding and we should con-
sider it there. We don't know now
what the administration will do about
the appointments. The mayor was
before us and he told us that he had
in mind elevating six lieutenants to
the new positions, but Director Mc-
Candless at the same time, told us he
expected to appoint them from among

the patrolmen. What are we going to take from this any more than it is an increased pay for some of the payroll, and before we do that we should consider the pay of all city employees. It will only be a week or two when the salary bills are acted on.

Mr. English arose and said:

Mr. President, regarding this ordinance for six police captains, it seems to me that it should have the unanimous vote of the Council. There is no question but what better discipline will be obtained in the Police Department if we have one man in authority in each district as an assistant to the Commissioner of the District. Under the present system, when the Commissioner leaves the station, and when there are 2 or 3 lieutenants reporting to that station, it has been the custom to designate one of these lieutenants as an acting commissioner in the absence of the Commissioner.

The plain purpose of this ordinance is to place one man in charge all the time and avoid any misunderstanding as to who is in actual charge when the Commissioner is absent. It might be or it might not be true that some commissioners are overworked, but there is no question in my mind as to the advisability of having an assistant in charge of an important police district when the head of the district is compelled to be elsewhere.

As far as creating new positions is concerned, this is merely a change in title, and the expense to the City is very slight, amounting to only approximately \$1440.00 per annum for the entire number of six.

The Mayor appeared before the Finance Committee and stated that it was his further intention not to fill the positions of lieutenants, but that the number of lieutenants would actually be reduced by six. Consequently the net result is the changing of title of six lieutenants to police captains at a slight expense of \$1440.00 per annum for the entire number of six.

I for one feel that we should co-operate with the Mayor when he offers a proposition of this kind.

As far as referring it to the budget session is concerned, this ordinance is entirely different from requests for increases of salary, which are proper budget matters. This is a proposed change for the handling of the Bureau of Police, and I think it is well worthy of a trial.

Therefore, I cheerfully give my vote in favor of this ordinance.

Mr. Malone arose and said:

Mr. President, there is a lot of discussion over this. Tomorrow morning at 9:30 we are going to start on our budget, and there has not been an effort made until within the past two weeks to have this ordinance passed, and I do not really believe, as one of the former speakers said, that the Mayor, the Director of the Department of Public Safety, or the Superintendent of Police will be able to get sufficient information that the six positions that we are going to provide for are necessary or not in six weeks. I believe this could go over until the consideration of the budget.

However, I am not going to stand in the road of the re-organization of the police department. I am going to help them. I believe they are good positions providing they work out properly; but I do believe in fairness to the other departments that this matter could be taken up in budget sessions, and I therefore move that this bill be recommitted to the Committee on Finance.

Which motion did not prevail.

And the question recurring, "Shall the bill, as read a second time, be agreed to?"

The motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English	Malone
Garland	McArdle
Herron	Robertson

Noes—Messrs.

Anderson	Winters (Pres.)
Borland	

Ayes—6.

Noes—3.

And the majority of the votes of council being in the affirmative, the bill passed finally.

And on motion of Mr. English,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, October 23rd, 1922.

No. 45.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERSPresident
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, October 23, 1922.

Council met.

Present—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Absent—Messrs.

Anderson.

PRESENTATIONS.

Mr. Borland presented

No. 1620. Petition for the vacation of Etna street, between Thirteenth street and a point 222 feet eastwardly therefrom.

Also

No. 1621. An Ordinance vacating Etna street, in the Second Ward of the City of Pittsburgh, from Thirteenth street to a point 222.0 feet eastwardly therefrom.

Also

No. 1622. An Ordinance establishing the grade of Snow way, from Vilsack street to the northerly property line of L. Vilsack Plan of Lots.

Also

No. 1623. An Ordinance granting unto the P. H. Butler Company, its successors and assigns, the right to construct, maintain and use four feet of Pike street, Calville street formerly Columbia street, and Mulberry way around the proposed building of the P. H. Butler Company for the purpose of extending foundation piers four feet from building line at a depth of thirteen feet below the grade of street, 2nd Ward, Pittsburgh, Pa.

Also

No. 1624. An Ordinance granting unto the Fairmont Creamery Company, its successors and assigns, the right to construct, maintain and use switch track on and across Smallman street, located between 24th and 25th streets connecting with the industrial track of the Pennsylvania Railroad Company, Second Ward, Pittsburgh, Pa.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. English presented

No. 1625. Petition for the opening of the roadway leading through the West End Park, from Mansfield avenue to Herschel, Kerr and Sparta streets, 20th Ward to Automobile traffic.

Which was read and referred to the Committee on Parks and Libraries.

Also

No. 1626. An Ordinance providing for the letting of a contract or contracts for new copper gutters, etc., on the main roof of Wards "D" and "E" and Power Plant at Municipal Hospital, Bedford avenue and Francis street, Pittsburgh, Pa.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Herron presented

No. 1627. Communication from Samuel Harper relative to claims of

residents and property owners for damage to household goods and property by reason of the backing up of the sewer on Wabash avenue, 20th Ward.

Which was read and referred to the Committee on Finance.

Also

No. 1628. An Ordinance to amend Sections 1 and 2 of an ordinance entitled, "An Ordinance authorizing the Director of the Department of Public Works to issue permits to operate motor busses in Highland and Schenley Parks, and regulating fares and other matters," approved April 4th, 1918, and of record in Ordinance Book, Vol. 29, Page 366.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Malone presented

No. 1629. An Ordinance accepting the dedication of certain property in the 14th Ward of the City of Pittsburgh, for public use for highway purposes, opening and naming the same "Kennedy Road" and establishing the grade thereon.

Also

No. 1630. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the construction of relief sewers on Wilkins avenue, South Dallas avenue, Reynolds street, South Homewood avenue, and private property of H. C. Frick, from the existing sewer at a point about 20 ft. West of Worth street to the existing sewer on private property of H. C. Frick, at a point about 50 ft. East of South Homewood avenue, and authorizing the setting aside of the sum of Eighty Thousand (\$80,000.00) Dollars from the proceeds of Bond Fund, Appropriation No. 236, "Sewer Bonds 1922", for the payment of the cost thereof.

Also

No. 1631. Resolution authorizing the issuing of a warrant in favor of A. R. Van Horn for the sum of \$100.00 for extra work done on contract for minor structural repairs to South Twelfth Street Bridge, and charging same to Code Account No. 1547-E, Contract No. 1335 of file in City Controller's Office.

Also

No. 1632. Resolution approving the payment of \$9,155.09 to Booth & Flinn, Ltd., for extra work on the

contract for the grading, paving and curbing of Ravenna street, from Shady avenue to Spahr street, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Which were severally read and referred to the Committee on Public Works.

Also

No. 1633.

WHEREAS, the City of Pittsburgh is indebted to the Duquesne Light Company, the Equitable Gas Company, the Allegheny Heating Company, the Manufacturers Light & Heat Company, The Peoples Nat. Gas Company and the Allegheny County Steam Heat Company in the amount of approximately \$21,000 for gas, electric current and steam heat furnished to September 30, 1922, and no funds are available in the appropriations chargeable, and

WHEREAS, the estimated cost of this service for the balance of the fiscal year, together with street lighting on the North Side will amount to approximately \$75,000, for which no funds are available in the appropriations properly chargeable, therefore be it

RESOLVED, That the City Controller shall be and he is hereby authorized and directed to transfer the funds required for the payment for this service, which sums as designated shall be and are hereby set apart and appropriated as reserves on the various contracts for such service, for the payment of obligations now existing or to accrue during the balance of the fiscal year, as follows:

From Appropriation 1316,	
Salaries regular employees,	
Mayview City Home and	
Hospitals	\$ 5,000.00
From Appropriation 1444,	
Salaries regular employees,	
Bureau of Police	65,000.00
From Appropriation 1461,	
Salaries regular employees,	
Bureau of Fire	30,000.00
	\$100,000.00
To Appropriation 1430, Sup-	
plies, General Office De-	
partment of Public Safety \$	50.00
To Appropriation 1449, Sup-	
plies, Bureau of Police.....	2,500.00
To Appropriation 1464, Sup-	
plies Bureau of Fire	20,000.00
To Appropriation 1544, Sup-	
plies Division of Bridges,	
Bureau of Engineering	35.00

To Appropriation 1614, Supplies, Division of Stables and Yards, Bureau of Highways and Sewers.....	250.00
To Appropriation 1671, Supplies, City-County Building, Bureau of City Property	20,000.00
To Appropriation 1677, Supplies North Side Municipal Hall, Bureau of City Property	500.00
To Appropriation 1683, Supplies, Diamond Market, Bureau of City Property....	8,000.00
To Appropriation 1693, Supplies North Side Market, Bureau of City Property	815.00
To Appropriation 1707, Supplies South Side Market, Bureau of City Property	150.00
To Appropriation 1716, Supplies Wharves and Landings, Bureau of City Property	10.00
To Appropriation 1763, Supplies Distribution Division, Bureau of Water	250.00
To Appropriation 1722, Miscellaneous Services, Bureau of Light	45,350.00
To Appropriation 1783, Supplies Schenley Park, Bureau of Parks	40.00
To Appropriation 1793, Supplies Golf Grounds, Bureau of Parks	50.00
To Appropriations 1816, Supplies North Side Conservatory, Bureau of Parks....	2,000.00
	\$100,000.00

Which was read and referred to the Committee on Finance.

Mr. McArdle presented

No. 1634. Resolution authorizing and directing the City Controller to transfer the sum of \$1,500.00 from Code Account No. 1745, Water, Filtration Division Wages, Temporary Employees, to Code Account No. 42-11, Contingent Fund, to be used to correct unsatisfactory drainage conditions in the vicinity of Warrington avenue and West Liberty avenue.

Which was read and referred to the Committee on Finance.

Also

No. 1635. An Ordinance providing for the letting of a contract or contracts for the furnishing of one double acting plunger pump and one wall machine for the Pittsburgh City Home and Hospital.

Which was read and referred to the Committee on Charities and Correction.

Mr. Garland presented

No. 1636. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a storm sewer on the private properties of the City of Pittsburgh (Gardner Playground) and Joseph Leder, et ux., from a point about 90 feet east of the private property of Joseph Leder, et ux., to the existing sewer on Spring Garden avenue, north of Homer street, describing the same and setting aside the sum of Three Thousand (\$3,000.00) Dollars from for the payment of the cost thereof.

Also

No. 1637. Resolution authorizing and directing the City Controller to transfer \$2,250.00 from Code Account 1316, Salaries Regular Employees, Pittsburgh City Home, to Code Account 1301, Salaries, Regular Employees, General Office, Department of Charities.

Also

No. 1638. Resolution authorizing and directing the Mayor to execute and deliver a deed to Emil B. Zandiers for Lot No. 116 in R. G. McGonigal Plan of Arlington Place, on Broadhead street, upon the delivery to the City of Pittsburgh of a proper deed by Emil B. Zandiers for Lot No. 138 in Arlington Place Plan, and repealing Resolution No. 189, approved by the Mayor, July 12, 1922, providing for execution and delivery of deed to said Emil B. Zandiers for Lot No. 138 in Arlington Place Plan.

Which were severally read and referred to the Committee on Finance.

Also

No. 1639. Communication from O. B. Craig asking that the City lay sidewalks in front of property owned by the City of Pittsburgh fronting on South 22nd street and Sidney street.

Which was read and referred to the Committee on Public Works.

Also

No. 1640. Communication from Calvert, Thompson & Wilson, on behalf of Mrs. James B. Oliver and others, protesting against the vacation of Marburg street asked for by the Ward Baking Company.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 1641. Petition of District Chiefs in the Bureau of Fire for an increase in salary.

Also

No. 1642. Petition of cleaners in the Department of Public Safety for an increase in salary.

Also

No. 1643. Communication from Assistant Engineers Designers in the Bureau of Engineering for an increase in salary.

Also

No. 1644. Petition of Draughtsmen in the Bureau of Engineering for an increase in salary.

Also

No. 1645. Petition of Watchmen employed at Wharfs and Landings, Bureau of City Property, asking for an increase in salary.

Also

No. 1646. Communication from Philip Yochum, Foreman, Wharfs and Landings, asking that he be placed on a monthly salary basis.

Also

No. 1647. Petition of Park Supervisors in the Bureau of Parks asking for an increase in salary.

Also

No. 1648. Communication from International Association of Machinists transmitting scale of wages of machinists for 1923.

Also

No. 1649. Communication from Veterans of Foreign Wars asking for an appropriation of \$2,500.00 for the 1923 Memorial Day exercises.

Also

No. 1650. Communication from the Homewood-Brushton Board of Trade asking that a sufficient sum of money be included in the 1923 appropriation ordinance for certain street

and lighting improvements in the 12th and 13th Wards.

Which were severally read and referred to the Committee on Finance.

Also

No. 1651 Communication from Effie P. Butz, Principal, Lee School, asking that a boardwalk be constructed on Los Angeles avenue and Vodeli avenue.

Also

No. 1652. Communication from Wm. D. Grimes on behalf of the Bernard Gloekler Company and Agnes Mansmann calling attention to the bad condition of Mulberry way and 16th street and asking that some action be taken to remedy this condition.

Also

No. 1653. Communication from the 26th Ward Board of Trade asking that the repaving of East street be continued to Venture street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 1654. An Ordinance establishing the opening grades on Cordell avenue, Faucet way, Foley street, Grise way, Krakow way and Pluso street, and fixing the width and position of the roadway and providing for slopes, parking, etc., of Grise way, as laid out and proposed to be dedicated as legally opened highways by Charles J. Poe in a plan of lots of his property in the 16th Ward of the City of Pittsburgh, named "Arlington Heights Plan of Lots."

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 1655. Report of the Department of Public Works on Bill No. 1409, Resolution asking the Department of Public Works to report on the advisability of obtaining special accident insurance on the Public Golf Course.

Which was read and referred to the Committee on Finance.

Also

No. 1656. Report of the Department of Public Safety on Bill No. 1461, Resolution requesting the placing of "Go Slow" signs in the vicinity of the Western Pennsylvania Institute for the Blind, Bellefield avenue.

Which was read.

Mr. Garland moved

That the report be received and filed.

Which motion prevailed.

Also

No. 1657. Report of the Department of Public Health relative to inspections made to ascertain whether any rubbish was dumped on the Soho Playgrounds.

Which was read, received and filed.

Also

No. 1658. Communication from the Civic Club of Allegheny County relative to erection of billboards along the route of the Boulevard of the Allies.

Which was read and referred to the Committee on Public Works.

Also

No. 1659. Communication from International Union of Steam and Operating Engineers regarding salary paid engineers in the service of the City of Pittsburgh.

Also

No. 1660. Petition of Florists in the Bureau of Parks for an increase in salary.

Which were read and referred to the Committee on Finance.

Also

No. 1661. Communication from George W. Gosser, Postmaster, regarding change of name of Hutton street, 20th Ward, to "Sheridan boulevard."

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 1662. Communication from the McGillick Savings & Trust Company protesting against parking of "Brown and White" taxicabs in front of their place of business.

Which was read and referred to the Committee on Public Safety.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 1663. Report of the Committee on Finance for October 17th, 1922, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1598. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the in-

debtedness of the City of Pittsburgh in the sum of One hundred and ninety-two thousand dollars (\$192,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering expenses) of improving existing streets of said City forming parts of, and connecting with, approaches to the Sixteenth Street Bridge, including as may be required in the case of each street, establishing and changing grades, grading and regrading, curbing and recurbing, relaying sidewalks and laying and relaying sewers, drains and water lines, constructing and reconstructing retaining walls and street foundations and surfaces, and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland

English

Garland

Herron

Malone

McArdle

Robertson

Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1533. An Ordinance entitled, "An Ordinance annexing a portion of Reserve Township, Allegheny County, Pennsylvania, to the City of Pittsburgh."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1599. An Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with the Borough of Homestead, in the manner and form provided for herein, for the purpose of enabling the City of Pittsburgh to sell water to the Borough of Homestead, subject to the terms and conditions herein provided."

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
English
Garland
Herron

Malone
McArdle
Winters (Pres.)

Noes—Messrs.

Robertson

Ayes—7.

Noes—1.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1571. Resolution authorizing and directing the City Controller to set apart and appropriate from Code Account No. 42, the sum of \$350.00 for the construction of boardwalk and steps on Templeton avenue, from West Liberty avenue to Woodward avenue, a distance of approximately 300 feet, and authorizing and directing the Director of the Department of Public Works to have same constructed.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1150. Resolution authorizing and directing the Mayor to execute and deliver a deed for triangular piece of property located in the Dunlap Plan on Dunlap street, 26th Ward, to David Hastings for the sum of \$75.00.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

after widespread notice to all parties affected and full consideration was given to it by the City Council, by the Bureau of Police and by the other officers in the city administration who investigated the subject. It was carefully deliberated over by your honorable body before final adoption. It seems to be wrong to reverse our course upon the demand of the comparatively few individuals after such a brief experiment. The police power is exercised in the interest of the public at large. I am not convinced that the personal interest of a few are materially injured, while I do believe that the public interest is very much benefited. If the original plan should be allowed a reasonable degree of trial, I will be among those who are willing to join in amending it, if it would appear that either serious injustice was being done to individuals or that no great benefit was derived by the public.

Respectfully submitted,

WILLIAM A. MAGEE,

Mayor.

Which was read.

Also

Bill No. 1872. An Ordinance entitled, "An Ordinance amending and supplementing portions of Section 2 of an ordinance entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof,' approved by the Mayor October 3, 1922."

In Council, December 4, 1922.

Rule suspended, bill read three times and finally passed.

Which was read.

Mr Anderson moved

That further action on the communication and bill be postponed for one week.

Which motion did not prevail.

And the communication was received and filed.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

Mr. English arose and said:

Mr. President, I voted for the traffic ordinance originally, but it was with the reservation that it was an experiment.

I agree with His Honor, the Mayor, that perhaps we might allow the ordinance to operate a little longer as

an experiment to see whether or not it is a good thing for the City of Pittsburgh, before it is amended. However, as a preponderance of opinion of the business people in the neighborhood affected desire this amending ordinance I believe it is our duty to help the business interests of this section of the city and not press our personal ideas and views too far.

For that reason I am in favor of making this ordinance a law notwithstanding the veto of the Mayor.

And the question recurring, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson

Borland

English

Garland

Herron

Malone

McArdle

Robertson

Winters (Pres.)

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

Mr. Malone presented

No. 1986. An Ordinance amending and supplementing portions of Section 2 of an ordinance entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof," approved by the Mayor October 3rd, 1922.

Which was read and referred to the Committee on Public Safety.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 1987. Report of the Committee on Finance for December 5, 1922, transmitting two ordinances and sundry resolutions to council.

Which was read, received and filed.

Also from the Committee on Finance with an affirmative recommendation.

Bill No. 1916. An Ordinance entitled, "An Ordinance repealing an ordinance entitled, 'An Ordinance designating depositories for the moneys of the City of Pittsburgh, to regulate deposits therein, and to provide for

the payment of interest thereon, which became a law October 1, 1912."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English

Malone
Winters (Pres.)

Noes—Messrs.

Garland
Herron

McArdle
Robertson

Ayes—5.

Noes—4.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1930. An Ordinance entitled, "An Ordinance authorizing the purchase from the Citizen's Savings Bank of Pittsburgh, Penna., of a certain tract or piece of land situated in the 25th Ward of the City of Pittsburgh, for the sum of Seven Thousand Five Hundred (\$7,500.00) Dollars and making appropriation therefor."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1909. Resolution authorizing the issuing of warrants in favor of the following employees of the Bureau of Police covering monies expended by them in securing evidence against illegal liquor selling and other violations of law, and charging the same to the appropriation items shown below, to wit:

Name	Amount	Appropriation No.
J. P. Clancey, District Commissioner	\$ 26.75	42
Clyde S. Edeburn, Detective	103.61	42
J. J. Ford, District Commissioner	55.00	42

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Also

Pill No. 1588. Resolution authorizing and directing the City Solicitor to enter satisfaction of lien filed at D. T. D. No. 77 January Term, 1919, against property of George E. Lorch & Bros., on Carson street, between South 16th and 17th streets.

for water rent as aforesaid, upon the payment to the City of the sum of \$218.07, which includes the face of said lien and costs thereon.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1910. Resolution authorizing and directing the City Controller to transfer the sum of \$500.00 from Appropriation Account No. 1742, Regular Salaries, to Appropriation Account No. 1749, Repairs, Department of Public Works, Bureau of Water, Filtration Division.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1911. Resolution authorizing and directing the City Controller to make the following transfers:

\$3,750.00 from Code Account No. 1591½, Foot Passage, Boulevard of the Allies;

1,500.00 from Code Account No. 1592, A-4, Wages Temporary Employees, Construction and Maintenance of Fences;

700.00 from Code Account No. 1553, Materials, Bridge Repairs;

1,000.00 from Code Account No. 1560, Materials, Bridge Repainting,

\$6,950.00 Total

To the following Code Account:

\$6,950.00 to Code Account No. 1542, A-1, Salaries, Division of Bridges, Bureau of Engineering.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1912. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account No. 1656, Materials, Asphalt Plants, to Code Account No. 1655, Supplies, Asphalt Plants.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1026. Resolution authorizing and directing the City Controller to transfer the sum of \$5000.00 from Code Account No. 1020, Efficiency Fund, Mayor's Office, to Code Account No. 1589, Retaining Wall Schedule, Department of Public Works, for the construction of a retaining wall on the westerly line of Ruth street.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1922. Resolved, That the City Controller be and he is hereby authorized and directed to set aside in Appropriation No. 42, Contingent Fund, the sum of \$98.30 for the construction of a 3-plank walk on Addison street, from Rose street to the end of street; And, be it further

Resolved, That the Director of the Department of Public Works be and

he is hereby authorized and directed to have the walk constructed as described above.

In Finance Committee, December 5, 1922.

Read and amended by striking out the words "and be it further" and by inserting in lieu thereof the words, "Also, That the sum of \$300.00 be set aside in Appropriation No. 42, Contingent Fund, for the construction of steps leading from East Ohio street to Troy Hill; also The sum of \$337.50 for the purpose of paying for the construction of steps (known as Grab Steps) at or near 2300 East street to connect with Gershon street; also The sum of \$300.00 for the construction of steps from about 1812 Howard street to East street; and be it further", and by inserting in the last paragraph, after the word "walk", the words "and steps", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 1988. Report of the Committee on Public Works for December 5, 1922, transmitting several ordinances and resolutions to council.

Which was read, received and filed.

Also.

No. 1089.

CITY OF PITTSBURGH, PENN'A.

December 9, 1922.

To the Council.

Gentlemen:

On Bill No. 1693, being an ordinance widening certain portions of North Canal street and Bill No. 1694, opening North Canal street, I beg to report that I have compared these ordinances with the ordinance of Council authorizing the execution of a contract with the Pennsylvania Railroad, said ordinance having been approved, July 8, 1922, and recorded in Ordinance Book, Volume 33, Page 451.

The descriptions of the streets in the proposed ordinances are substantially the same as the descriptions in the contract ordinance. The slight differences that appear therein are caused by the difference in surveyors' measurements and do not affect the contract or the ordinances themselves. I am informed that the descriptions contained in the contract ordinance were prepared from surveys made, by the Railroad Company. The descriptions contained in the proposed ordinances were made from surveys made by the City.

Respectfully,

THOS. M. BENNER,

First Assistant City Solicitor.

Which was read, received and filed.

Also

Bill No. 1693. An Ordinance entitled, "An Ordinance widening certain portions of North Canal street, in the 23rd Ward of the City of Pittsburgh, from a point 46.50 feet west of Madison avenue to Chestnut street, as hereinafter designated and described as portions 'A', 'B' and 'C', and providing that the cost, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from the properties benefited thereby."

In Public Works Committee, December 5, 1922, Read and ordered returned to council with an affirmative recommendation, subject to report from Department of Law.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And there being three-fourths of the votes of council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 1694. An Ordinance entitled, "An Ordinance opening North Canal street, in the 23rd Ward of the City of Pittsburgh, from a point 57.31 feet east of Madison avenue to a point 125.01 feet west of Chestnut street, and providing that the costs, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from the properties benefited thereby."

In Public Works Committee, December 5, 1922.

Read and ordered returned to council with an affirmative recommendation, subject to report from Department of Law.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And there being three-fourths of the votes of council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also, with an affirmative recommendation.

Bill No. 1746. An Ordinance entitled, "An Ordinance extending and opening Reimer way, in the Twelfth Ward of the City of Pittsburgh, from the westerly property line of George Speed to Lowell street, establishing the grade thereof, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And there being three-fourths of the votes of council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 1924. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Fremont place, from Broadway to Mackinaw avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1903. Resolution providing that the Major street plan of the Citizens Committee on City Plan, dated September, 1921, be filed with the Department of City Planning and the Department of Public Works and that these departments, the officials and engineers of the city be instructed to take said Major Street Plan into consideration in the planning, development and improvement of the main thoroughfares of the city, and in all recommendations and reports to Council with reference to the planning, development and improvement of such streets of the city, to cite and discuss the recommendation of said Major Street Plan in connection therewith.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1904. Resolution providing that the playground and athletic center plan of the Citizens Committee on City Plan be filed with the Department of Public Works of the City of Pittsburgh, and that this department, the officials and engineers of the City, be instructed to take said plan into consideration in the planning, development and improvement of the playgrounds and athletic centers of the city, and, in all recommendations and reports to Council with reference to the planning, development and improvement of such playgrounds and athletic centers of the city, to cite and discuss the recommendations of said playground and athletic center plan in connection therewith.

In Public Works Committee, December 5, 1922.

Read and amended, after the words "Department of Public Works" by inserting the words "and the Department of City Planning," and by striking out the words "this department" and by inserting in lieu thereof the words "these departments," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Malone moved

That the amendments of the Public Works Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Mr. Borland presented

No. 1990. Report of the Committee on Public Service and Surveys for December 5, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1726. An Ordinance entitled, "An Ordinance vacating a portion of Webster avenue, as opened by Ordinance No. 373, approved October 1, 1917, from the southerly line of T. A. Gillespie's Revised Plan of Herron Hill Park to a point 643.73 feet southeastwardly therefrom."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being three-fourths of the votes of council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Herron presented

No. 1991. Report of the Committee on Parks and Libraries for December 5, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1915. An Ordinance entitled, "An Ordinance amending Section 2 of an ordinance entitled, 'An Ordinance granting the consent of the City of Pittsburgh to the erection by the Commissioners of Allegheny County of a monument in Schenley Park in honor of the soldiers and sailors of Allegheny County who served in the Spanish-American War,' approved September 27, 1922, and recorded in Ordinance Book, Vol. 33, Page 596."

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 1992. Report of the Committee on Charities and Correction for December 5, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1923. An Ordinance entitled, An Ordinance authorizing the Mayor and the Director of the Department of Charities of the City of Pittsburgh to ad-

vertise for and award to the lowest responsible bidder or bidders a contract or contracts for the moving of a frame barn building from its present location over to and upon new foundations prepared for same, on the grounds at the City Home and Hospital, Mayview, Pa., and setting aside the sum of Four Thousand (\$4,000.00) Dollars to provide for the payment of the cost thereof."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. English presented

No. 1993. Report of the Committee on Health and Sanitation for December 5, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1883. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of One (1) Motion Picture Machine for the Tuberculosis Hospital, Leech Farm."

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes--Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes--9.

Noes--None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Herron moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Anderson on October 15, 17, 23, 29 and 31; November 6, 8, 9, 14 and 28, and December 5, 1922;

Mr. Borland on November 9, 21, 22, 27 and 28, 1922;

Mr. English on October 9, 10, 11, 17 and 31; November 6, 9, 15, 20, 21, 22, 27, 28 and 29, and December 5, 1922;

Mr. Garland on November 15, 21 and 28, 1922;

Mr. Robertson on October 11 and 31, and November 21 and 22, 1922;

Mr. Winters (President) on October 31 and November 21, 1922.

Which motion prevailed.

Mr. McArdle moved

That the Law Department be requested to advise Council whether, in the event of the passage and approval of Bill No. 1916, An Ordinance

repealing an ordinance designating depositories for the monies of the City of Pittsburgh, to regulate deposits therein, and to provide for the payment of interest therein, which became a law October 1, 1912, there would be any ordinance or law determining the manner of selecting depositories for city funds.

Which motion prevailed.

The Chair presented

No. 1994. Whereas, by proceedings of the Court of Quarter Sessions of Allegheny County, Pennsylvania, at No. 53 June Sessions, 1922, a special election was authorized in the Borough of St. Clair to determine whether or not the said Borough should be annexed to the City of Pittsburgh; and

Whereas, at a special election held in said Borough on December 5, 1922, a majority of the qualified electors of said Borough voted in favor of said annexation; Therefore, be it

Resolved, That the Court of Quarter Sessions of Allegheny County, Pennsylvania, in proceedings at, the above number and term, be requested to decree that the said territory so annexed shall be a part of the Sixteenth Ward of the City of Pittsburgh.

Which was read.

Mr. English moved

The adoption of the resolution.

Which motion prevailed.

Mr. Garland moved

That the minutes of the proceedings of Council, at a meeting held on Monday, December 4, 1922, be approved.

Which motion prevailed.

And there being no further business before the meeting, the Chair declared

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI

Monday, December 18, 1922

No. 54

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERSPresident
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.

Monday, December 18, 1922

Council met.

Present—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

PRESENTATIONS.

Mr. Borland presented

No. 1995. Application of Sydney Meyer for Certificate of Public Convenience and notifying the City of a hearing in the case before the Public Service Commission on Thursday, December 21, 1922, in the City-County building.

Also

No. 1996. An Ordinance establishing the grade of Gamma way, from Overton street to the City Line.

Also

No. 1997. An Ordinance establishing the grade of Hermitage street, from North Murtland avenue to east property line of the Board of Public Education.

Also

No. 1998. An Ordinance fixing the width and position of the sidewalk and roadway of Lacy way, from Juniata place to Reynolds street, and re-establishing the grade thereof.

Also

No. 1999. An Ordinance re-establishing the grade of Wittmer street, from California avenue to Cambronne street.

Also

No. 2000. An Ordinance granting unto Dwight E. Hamlin, Inc., his successors and assigns, the right to construct, maintain and use switch tracks on and across 38th street, one to be located 293' from the northwest building line of Foster street northward and one located 315' from the northwest building line of Foster street, northward, 6th Ward, Pittsburgh, Pa.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. English presented

No. 2001. Resolution authorizing the issuing of a warrant in favor of the Church of the Messiah in the sum of \$271.02, in payment of damage sustained church property by backing up of sewer on Sherwood avenue, and charging same to Code Account No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

Mr. Garland presented

No. 2002. An Ordinance providing for the letting of contracts for materials and general supplies required by the several departments of the City Government for the year beginning January 1, 1923.

Which was read and referred to the Committee on Finance.

Also

No. 2003. An Ordinance repealing a portion of an ordinance en-

Municipal Record

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NINETY-SECOND COUNCIL

COUNCIL

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E. J. MARTIN.....City Clerk
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Monday, December 18, 1922

Council met.

Present—Messrs.

Anderson	Malone
Borland	McArdle
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Also

No. 1998. An Ordinance fixing the width and position of the sidewalk and roadway of Lacy way, from Juniata place to Reynolds street, and re-establishing the grade thereof.

Also

No. 1999. An Ordinance re-establishing the grade of Wittmer street, from California avenue to Cambronne street.

Also

No. 2000. An Ordinance granting unto Dwight E. Hamlin, Inc., his successors and assigns, the right to construct, maintain and use switch tracks on and across 38th street, one to be located 293' from the northwest building line of Foster street northward and one located 315' from the northwest building line of Foster street, northward, 6th Ward, Pittsburgh, Pa.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. English presented

No. 2001. Resolution authorizing the issuing of a warrant in favor of the Church of the Messiah in the sum of \$271.02, in payment of damage sustained church property by backing up of sewer on Sherwood avenue, and charging same to Code Account No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

Mr. Garland presented

No. 2002. An Ordinance providing for the letting of contracts for materials and general supplies required by the several departments of the City Government for the year beginning January 1, 1923.

Which was read and referred to the Committee on Finance.

Also

No. 2003. An Ordinance repealing a portion of an ordinance en-

titled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making certain repairs to the South Highland Avenue Bridge over the Pennsylvania Railroad, the Negley Avenue Bridge over the Pennsylvania Railroad, and the Lawn Street Bridge over a hollow, and providing for the costs thereof," approved October 2, 1919.

Also

No. 2004. An Ordinance repealing an ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for repairing the floor system and lower chords of the Negley Avenue Bridge over the Pennsylvania Railroad, and providing for the payment of the costs thereof," approved December 23, 1921.

Which were read and referred to the Committee on Public Works.

Also

No. 2005. Resolution authorizing, empowering and directing the City Controller to apply the sum of \$763.15 to the payment of telephone bills incurred by the City of Pittsburgh during the year 1922, and now in Code Account No. 1473, Item B, Miscellaneous Services, Bureau of Electricity, Series 1922, the same being and unexpended balance in said Code Account No. 1473, Item B, Miscellaneous Services, Bureau of Electricity, Series 1921, carried over from said appropriation for the year 1921, to the appropriation for the year 1922, for the purpose of paying the claims due on bills incurred for telephone service for the year 1921.

Also

No. 2006. Resolution authorizing and directing the City Controller to transfer the sum of \$5,552.00 from Code Account No. 1219, Supplies, Transmissible Diseases, to Code Account No. 51, Unappealed Damages, to pay the claim of Charles B. Rafferty, John W. Chalfant and James R. Wardrop, Trustees of the Estate of Gilbert T. Rafferty, authorized by Resolution No. 337, approved November 17, 1922.

Also

No. 2007. Resolution authorizing and directing the City Controller to set aside the sum of \$56,770.00, which is now in Code Account 1656, Materials, Asphalt Plants, and place

the same in the following appropriations for 1923:

Code Account No. 1653, Wag-	
es, Asphalt Plants.....	\$23,823.00
Code Account No. 1656, Ma-	
terials, Asphalt Plants.....	32,947.00

Which were severally read and referred to the Committee on Finance.

Mr. Herron presented

No. 2008. An Ordinance appropriating and setting aside an additional sum of Seventeen Thousand (\$17,000.00) Dollars,—Twelve Thousand Four Hundred (\$12,400.00) Dollars from Bond Fund Appropriation No. 218, Nine Mile Run Sewer Bonds, and Four Thousand Six Hundred (\$4,600.00) Dollars, from Bond Fund Appropriation No. 236, "Sewer Bonds 1922," for the payment of the cost of certain additional work in connection with the construction of a trunk sewer in the Brushton District of the Nine Mile Run Sewer System, under the terms of contract No. 5678, Mayor's Office File No. 290, entered into October 7, 1921, with John F. Casey Company.

Which was read and referred to the Committee on Finance.

Mr. Malone presented

No. 2009. An Ordinance authorizing and directing the Director of the Department of Supplies to sell at public auction or private sale all the passenger automobiles owned by the City, except the car of the Chief of the Department of Fire, and the District Chiefs, also excepting the cars of the Supervisors in the Bureau of Highways and Sewers.

Also

No. 2010. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to the Hazelwood-Glenwood Baptist Church in the sum of \$15.15, being 50 per cent. of the excess meter rate over the former flat rate on property at 208-210 Johnston avenue, 15th Ward.

Which were read and referred to the Committee on Finance.

Also

No. 2011. Petition for the grading, paving and curbing of Annetta street, between Paulson street and Helen street.

Also

No. 2012. An Ordinance authorizing and directing the grading, paving and curbing of Annetta street, from Paulson avenue to Helen street, and providing that the costs, damages

and expenses of the same be assessed against and collected from property specially benefitted thereby.

Also

No. 2013. An Ordinance authorizing and directing the grading, paving and curbing of Peru way, from Arthur street to Roberts street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2014. An Ordinance fixing the width and position of the sidewalks and roadway on Peru way, from Arthur street to Roberts street.

Also

No. 2015. An Ordinance fixing the width and position of the sidewalks and roadway of Somers street, from Bedford avenue to Webster avenue, providing for slopes, parking, etc., and establishing the grade thereof.

Which were read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2016. Resolution authorizing the Controller to make the following transfers of appropriations, to-wit:

From . Appropriation 1063, Permanent Salaries, to Appropriation 1068, Equipment.....	\$500.00
From Appropriation 1066, Supplies, to Appropriation 1068, Equipment	600.00
From Appropriation 1067, Repairs, to Appropriation 1068, Equipment	100.00
All in the Department of City Treasurer.	

Also

No. 2017. Resolution authorizing and directing the Controller to transfer the sum of \$166.28 from Appropriation No. 1069, Salaries, to Appropriation No. 1071, Advertising, Department of Collector of Delinquent Taxes.

Also

No. 2018. Communication from E. W. Cober asking to be reimbursed for damage to automobile by running into hole in Reynolds street near Lang avenue.

Also

No. 2019. Communication from Bricklayers International Union No. 2 of Pennsylvania relative to city work being done by non-union and non-resident bricklayers.

Also

No. 2020. Communication from the Harness Horse Association asking for a hearing relative to an appropriation to rebuild the stables in Schenley Park destroyed by fire.

Also

No. 2021. Communication from the Oakland Board of Trade endorsing the request of the Schenley Matinee Club for the City to erect suitable stables on the Schenley Park Oval.

Also

No. 2022. Communication from M. J. Ehrenfeld offering property fronting on Locust street and running from Pride to Marion street for playground purposes for the sum of \$122,500.00.

Also

No. 2023. Communication from the Mercy Hospital protesting against the purchase of property in the vicinity of the hospital to be used for playgrounds.

Which were severally read and referred to the Committee on Finance.

Also

No. 2024. Petition for the grading and paving of Middletown road, 20th Ward.

Which was read and referred to the Committee on Public Works.

Also

No. 2025. Communication from the Second National Bank of Allegheny endorsing the location of the plant of the Ward Baking Company on the North Side, and also endorsing the request by said Company for the vacation of Marburg street and Chenoa street.

Also

No. 2026. Communication from Eliot A. Kebler, President of Fawcus Machine Company, endorsing the request of the Ward Baking Company for the vacation of Marburg and Chenoa streets, N. S.

Also

No. 2027. Communication from Charles A. Finley, Director of Public Works, transmitting letter from

J. A. McCrea, Vice-President, Pennsylvania Railroad Company, relative to statements Mr. McCrea made at meeting in the Mayor's Office concerning proposed widening of Forbes street in conjunction with the construction of their freight station.

Also

No. 2028. Petition of residents and taxpayers of the 19th Ward asking that the Pittsburgh Railways Company restore the stop at Saranac avenue on lines Numbered 38 and 39.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 2029. Communication from Katharine C. Shields asking that the traffic ordinance be amended to permit one-hour parking on Oliver avenue.

Also

No. 2030. Communication from the Pittsburgh Railways Company relative to parking of vehicles on certain streets in the downtown section during certain hours of the day.

Which were read and referred to the Committee on Public Safety.

Also

No. 2031. Report of the Department of Public Health relative to granting permission to the United States Government to construct, maintain and use an eight inch sewer over and under property of the City situate in O'Hara Township to carry the drainage from a tuberculosis Hospital which the Government proposes to build on property adjoining the Filtration Plant.

Also

No. 2032. Report of the Department of Public Works relative to granting permission to the United States Government to construct, maintain and use an eight inch sewer over and under property of the City situate in O'Hara Township to carry the drainage from a tuberculosis hospital which the Government proposes to build on property adjoining the Filtration Plant.

Also

No. 2033. An Ordinance granting unto the proper authorities of the United States Government the right to construct, maintain and use an eight inch sewer over and under the property owned by the City of Pittsburgh and situate in O'Hara Township, Allegheny County, Pennsylvania.

Which were severally read and referred to the Committee on Health and Sanitation.

Also

No. 2034.

DEPARTMENT OF LAW

Pittsburgh, December 15, 1922.

City Council.

Gentlemen:

In reply to your motion of December 11, 1922, asking an opinion as to whether, in case Bill No. 1916,—"An Ordinance repealing an ordinance designating depositories for the monies of the City of Pittsburgh, to regulate deposits therein, and to provide for the payment of interest thereon," which became a law October 1, 1912, were repealed, there would be any ordinance or law determining the selecting of depositories for City funds. I hereby advise you that there would not. The ordinance of October 1, 1912, established an entirely new system for that purpose.

The last preceding Ordinance was No. 389, which became a law July 9, 1908. This ordinance authorized contracts with certain banks named therein to act as City depositories for a term of four years. It therefore is apparent that if the Ordinance under consideration were adopted the whole system would fail. If Council only contemplates doing away with the guarantee of the deposits fund, that purpose can be defeated by repealing Section 2 of the ordinance designating depositories, of October 1, 1912, in which event all the other provisions of that ordinance would be in full force and effect.

Yours truly,

THOS. M. EENNER,

First Assistant City Solicitor.

Which was read and, on motion of Mr. Robertson received and filed.

Also

No. 2035.

CITY OF PITTSBURGH, PENN'A.

December 18, 1922.

The City Council.

I return, without approval, Bill No. 1916, an ordinance repealing the existing legislation governing city bank deposits. These deposits constitute a very large sum varying over the course of the year between ten and twenty million dollars. Your honorable body has provided no substitute system for the custody and safety of

the city funds. The subject matter is too important to be without regulations. I, therefore, cannot agree to the passage of the bill.

Respectfully submitted,

W. A. MAGEE,
Mayor.

Which was read, and on motion of Mr. Robertson received and filed.

Also

Bill No. 1916. An Ordinance entitled, "An Ordinance repealing an ordinance entitled, 'An Ordinance designating depositories for the monies of the City of Pittsburgh, to regulate deposits therein, and to provide for the payment of interest thereon,' which became a law October 1, 1912."

In Council, December 11, 1922.

Rule suspended.

Read three times and finally passed.

Which was read.

And on the question, "Shall the bill objections of the Mayor?"

Mr. English arose and said:

Mr. President, I regret very much that I must disagree with His Honor on this bill. Quite a number of years I have thought that this was not the proper ordinance of the City of Pittsburgh, although it has been in effect since 1912. The record of Council will show that some of us made an effort to repeal this ordinance in 1914, 1915 and, I believe, 1916; but we were always outvoted. I do not want to divulge any private conversations or communications with city officials, but I thought I was doing something good for the City when I presented this ordinance, and I still think so.

I am not quite satisfied with this veto message of Mayor Magee. He does not say that he is opposed to this bill, although he was apposed some 10 or 11 years ago; but he gives as a reason for vetoing this repealer that we have provided no substitute system. Now there would be no sense or necessity for a substitute system if there is no possibility of having the one now in force repealed.

Various things have been said and printed as to the purpose of this bill in attempting to have it repealed. I am not responsible for things people say or print. I wish to say publicly that my opposition to this bank ordinance has been a consistent opposition for years. Let me call your attention, Mr. President, to the fact

that it took about 10 months for the first Council of Nine to rig up this wonderful ordinance which they finally passed in 1912. I do not think there was a bill up in the old Council or any other Council which indicates that the Councilmen did not know what they were doing when they passed the depository ordinance in 1912. I think four members of Council attempted to frame a bill, which was not satisfactory to any one, and I think this depository ordinance was finally evolved by the banking interests of Pittsburgh, because there was not one word said by a single member of Council when the bill was passed in 1912.

My objection to this veto is on the grounds that there is no way pointed out by the Mayor as to what he cares to do. If it is the purpose of the Mayor to veto bills that are passed by Council, it seems to me then that the Mayor ought to offer a substitute system if he has any; if he has not, he ought to ask Council if they have a substitute before vetoing for the reason he gives.

My objection to the present depository ordinance is the piling up of \$500,000.00 belonging to the people for the protection of some bank or bankers. I cannot see where this system is not in the interest of the people of Pittsburgh.

Some of you were present at the meeting last Monday when the representatives of the banking institutions admitted that when customers come to their banks to get loans the banks ask for some kind of surety, perhaps a note, mortgage or bond from the bank, to make good incase the borrower does not pay back the amount he obtains from the bank on a loan.

We all know as members of Council that any person, firm or corporation who assumes to do any work or furnish material to the City of Pittsburgh is compelled to give a bond of some kind to the City for the faithful performance of that duty or contract. In this particular matter of bank depositories we find that the banks instead of giving security to the City, the City itself runs its own insurance fund for the benefit of the outside parties. That, to my mind, is the main weakness of this bank depository ordinance.

The matter of interest has some effect also on this proposition. However, that is of minor importance when we consider the mistake which I think has been made in piling up \$500,000.00 of the people's money for

the protection of these banks. I have in mind many streets of the City of Pittsburgh which could have been repaired or kept in condition had the Council of 1914 adopted some such plan as a maintenance fund for the streets of the City of Pittsburgh. In my opinion the maintenance of streets is of greater importance to the citizens of this community than the protection of some bank or bankers who may or may not go wrong. You can see, in 10 years what would have happened, if within that space of time this guarantee fund for bank deposits had reached the sum of \$500,000.00. I could not get the members of Council to see the wisdom of piling up insurance funds for our streets which are in view of every one day in and day out; but for years a majority of Council has seen fit to set up a guarantee fund for the protection of the banks who have the City's money on deposit.

I have no quarrel with the banks: we need the banks; but I want to point out this fact that I think the Government of the United States and the various states, cities and townships do their full share towards protecting the banking business. There is no business in our country which gets as much protection as the banking business. If a man forges a check the whole machinery of our Government, beginning with the district or town constable, going up to the United States Secret Service Department and the Courts, the whole machinery of our Government is behind the prosecution of a person who interferes with money matters. I think the people are paying enough money to protect the banking fraternity and if they cannot protect themselves, why should the people of Pittsburgh be asked to protect them from themselves at public expense. We do not have this system with our school board, the County of Allegheny or the State of Pennsylvania money. Why should the City of Pittsburgh be singled out to pile up money for some one else's benefit. Frankly I do not think that we need any insurance if it is to be paid by the City of Pittsburgh. It might be argued that in case we would apply a security bond of some kind the City of Pittsburgh would be compelled to pay one-half of one per cent. for the cost of a security bond. Suppose that were true. In any event we would be getting something for our money. In the present instance the necessity is to keep two cash boxes—one for the banks and the other for the people. If something happens to one we take it out of the other. We

have much more valuable property and many millions of dollars at stake in this building and in the fire stations and in the water department and the various properties and equipment and machinery, and we do not carry any insurance on them.

Now, if it a pure matter of insurance and protection, then I say we ought to go along the line and carry insurance on everything. My objection to the bank depository ordinance is the insurance feature at the people's expense.

Therefore, I wish to be recorded as voting in favor of the repeal ordinance notwithstanding the veto of the Mayor.

Mr. McArdle arose and said:

Mr. President, I would like to ask the gentleman if I understood one of his statements correctly, referring to the records of Council at the time of the passage of the present ordinance, I understood him to say that at the time of its passage nor at any other time did any of the members of Council have anything to say about this ordinance?

Mr. English arose and said:

Mr. President, what I said was, that from the time of its introduction in Council early in 1912 not one word of defense of the bill was said; nor was anything said at the time of its final passage in Council. The records of Council for 1912 will show that the bank depository ordinance which was finally enacted into law was introduced in February and was not finally passed until the month of October; during that time at least four members of Council kept introducing bills and these went back and forth from council to committee two or three times, and when this present depository bill was passed in October there was not one word said in Council either for or against the ordinance.

Mr. McArdle arose and said:

Mr. President, I do not know what the records contain. As for as my recollection is concerned, probably there was nothing said at the time of the passage of the bill, just as there is nothing said on the majority of bills passed by Council. The only time any statements are made on a bill is when there is a dispute, and there being no dispute on the bank depository ordinance in 1912, of course no remarks were made; it receiving all the votes of the members of Council at that time, there was nothing remarkable about the ab-

sence of discussion, and the only comment I care to make is this: So far as discussion is concerned dealing with the subject-matter of the ordinance, no bill that has ever been in Council was more fully discussed by the members of Council than the bill which finally passed in the shape that it is now proposed to repeal, in the various committees, and conferences that were held when this subject was before us.

Mr. Garland arose and said:

Mr. President, I would like to support what Mr. McArdle has said. The Finance Committee met many times and discussed this ordinance. It is unusual to have discussions in Council. This is an exceptional case. When the gentleman says there was no discussion as far as the Municipal Record is concerned, he is right. But for the information of Council and in order to keep the records clear, I want to state that there were meetings after meetings, and the Municipal Record will show that ordinance after ordinance was introduced until Council finally agreed upon the ordinance which was passed in October 1912.

Many representatives of banks, large and small, throughout the City were present at the meetings in old City Hall when this bank depository ordinance was under discussion, and at some of these meetings we had as many as 25 or 50 bankers present discussing this ordinance.

At the conclusion of these hearings the ordinance was passed at that time in committee with the votes of nine members, and it finally passed in Council with nine votes.

Therefore, I repeat that it was very much discussed.

Mr. English arose and said:

Mr. President, the gentleman only bears out what I said. When the various bills went back and forth from Council to Committee between February and October, after many meetings with 25 to 50 bankers, Council finally passed an ordinance satisfactory to the bankers, but in my opinion not satisfactory to the people.

Mr. Garland arose and said:

Mr. President, I disagree with Mr. English; the bankers did not write the ordinance; they were heard and discussed the ordinance with Council but they did not write the provisions of the ordinance.

Mr. English arose and said:

I must repeat again what I said before that after many meetings Council finally passed the ordinance after it was satisfactory to the bankers.

Mr. Garland arose and said:

Mr. President, the rate was two per cent, and we made it 50 per cent, additional, and when the gentleman puts words in my mouth I object. There were nine intelligent men in Council at that time; just as intelligent as they are today, and they passed it unanimously after considerable discussion. I agree with Mr. McArdle that it took more time and discussion in committee than this repeal ordinance. It certainly was gone over and very much discussed, and when the gentlemen puts on the records of this meeting that there was no discussion on the original ordinance he is very much in error. He knows that discussions are in committees, except on rare occasions when some gentleman wants to get into print.

Mr. English arose and said:

Mr. President, I did not intend or expect to get into any personal controversy. I just want to make this observation that it seems to me that if this were a good thing some of these people ought to have as much influence with the School Board, with the County and with the State of Pennsylvania to get the same kind of terms with the other authorities as they do from the City of Pittsburgh. I was not discussing the intelligence of any member of Council. Practically the same gentlemen of the same intelligence bought the West Penn and Soho playgrounds and these have been lying quietly for 10 years.

The Chair said:

That does not pertain to this subject. The municipal record to which Mr. English refers does not show that there was a discussion on the original ordinance. Mr. English has made his statement, and Mr. Garland and Mr. McArdle have made themselves clear.

Mr. Herron arose and said:

Mr. President, when I first became a member of Council, Mr. English introduced a repealer. I supported it with him. We called a meeting in September to have a hearing on the proposed repealer. During that meeting, you will recall that Mr. Hoeveler was stricken and died in de-

fense of this very ordinance. I thought a great deal of Mr. Hoeveler. Before the meeting convened, I had a talk with Mr. Hoeveler and he said to me, "Do you thoroughly know what it means to guarantee bank deposits?" I told him I thought so. He said that if a bank fails in which the State or Nation has money on deposit, they go right down to that particular bank and they withdraw the amount they have on deposit and what is left goes to liquidate the debt. The depositors must bear the burden.

Since I have been a member of Council a prominent bank failed, the City and County had money on deposit in that bank. The county's money was withdrawn and the City could not withdraw its funds. The result was that the City had to wait a certain time, I believe six months, thereby protecting the other depositors, it finally paid the City in full for all monies it had on deposit.

I was very much opposed to this ordinance at first. I have come to realize that it is a good thing for the City of Pittsburgh. This money that Mr. English refers to is not wasted or lying idle. We have more than \$100,000.00 invested in Liberty Bonds, and if sold today would be worth more than their par value. We have between \$300,000.00 and \$400,000.00 invested in municipal improvement bonds. As a result of these investments the City is realizing more than \$20,000.00 a year.

There is a great deal to be said about this bank depository ordinance. Some of you gentlemen will remember that after the meeting in old City Hall when Mr. Hoeveler passed away that ordinance never came to a vote; the discussion died, and it was never brought up again until now; so you will have to admit, all of you, that the City of Pittsburgh has absolutely lost nothing by this method, and certainly there was no criticism against it that I have ever heard for the last few years over the working of this ordinance.

Mr. English arose and said:

I cannot let that last statement go unchallenged, Mr. President. The City of Pittsburgh has lost \$67,000.00 through the failure of one bank in which the City had funds on deposit.

Mr. Herron arose and said:

Mr. President, that is just stretching the point. This \$500,000.00 would not exist today if we had the kind of ordinance that some people think the City should have.

We have accumulated a fund which otherwise would have been dissipated in the form of surety bonds. We carry our own surety bonds. It is true that 7 or 8 banks failed since the enactment of this ordinance. One bank the gentleman is referring to which failed had caused a loss to the City of \$47,000.00; but we had prepared for that, and it is only a matter of book-keeping and giving ourselves credit for the amount we saved. We would not lose if enough banks failed to take out the whole \$500,000.00.

Mr. English arose and said:

Mr. President, I will have to challenge that statement. I made this statement that if the City offered its money to the highest bidder and got 3.97 per cent. interest on our deposits, the additional money received over the 3 per cent, which the inactive banks are now paying, the City could take that 97/100 per cent, and go out and pay for a surety bond and make upwards of \$50,000.00 more than City is now receiving under the present ordinance. Therefore, we are losing by continuing the present plan which I seek to repeal.

Mr. Herron arose and said:

Mr. President, that statement of Mr. English is just simply his statement and not backed up by any evidence presented to this committee.

And the question recurring, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs:

Anderson	Malone
Borland	Winters (Pres.)
English	

Noes—Messrs:

Garland	McArdle
Herron	Robertson

Ayes—5.

Noes—4.

And there not being two-thirds of council in the affirmative, the objections of the Mayor was sustained.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 2036. Report of the Committee on Finance for December 12, 1922, transmitting sundry resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1968. Resolution authorizing the City Solicitor to release from a certain municipal lien filed at M. L. D. No. 3 October Term, 1922, those three portions of the property covered thereby as described in the following deeds, recorded in the Recorder's Office of Allegheny County: Deed of Margaret Agnes Lyda et al. to Mary Alice Hughes, recorded in Deed Book, Vol. 2073, Page 321; deed of Margaret Agnes Lyda, et al., to Thomas Edward Metcalfe, recorded in Deed Book, Vol. 2107, Page 591, and deed of Thomas Edward Metcalfe, et al., to Margaret Agnes Lyda, recorded in Deed Book, Vol. 2073, Page 323.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Noes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—S.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1978. Resolution authorizing the City Solicitor to file complaint before the Public Service Commission against the South Pittsburgh Water Company in respect to the services rendered by the company and particularly in respect to the quality and character of the water furnished.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—S.

Noes—None.

And a majority of the votes of council being in the affirmative the resolution passed finally.

Also

Bill No. 1957. Resolution authorizing and directing the City Controller to transfer the sum of \$1,200.00 from Code Account 1219, Supplies, Division of Transmissible Diseases, Bureau of Infectious Diseases, as follows:

\$100.00 to Code Account 1293, Miscellaneous Services, Division of Milk and Miscellaneous Food Inspection, Bureau of Food Inspection;

\$400.00 to Code Account 1245, Miscellaneous Services, Bureau of Child Welfare;

\$700.00 to Code Account 1234, Equipment, Tuberculosis Hospital, Bureau of Infectious Diseases.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—S.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1964. Resolution authorizing and directing the City Controller to transfer the following sums, to-wit:

From	
Code Account 1778, Wages,	
Regular Employees, Schen-	
ley Park	\$1,500.00

Code Account 1857, Wages,
Temporary Employes, River-
view Park 1,446.00
\$2,946.00
To
Code Account 1783, Supplies,
Schenley Park 15.00
Code Account 1807, Supplies,
Schenley Conservatory 1,500.00
Code Account 1845, Supplies,
Highland Park Zoo..... 1,425.00
Code Account 1846, Materials,
Highland Park Zoo..... 6.00
\$2,946.00

Which was read.

Mr. Garland moved

A suspension of the rule to
allow the second and third readings
and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended,
the resolution was read a second and
third times, and upon final passage,
the ayes and noes were taken and be-
ing taken were:

Ayes—Messrs.	
Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of coun-
cil being in the affirmative the reso-
lution passed finally.

Also

Bill No. 1965, Resolution au-
thorizing and directing the City Con-
troller to transfer \$6,000.00 from Code
Account 1547-E, Repair Schedule, Di-
vision of Bridges, Bureau of Engin-
eering, to the amount set up by Or-
dinance No. 240, approved July 21,
1922, for the purpose of paying for
the railing repairs to the Schenley
Park Bridge over the Pittsburgh Junc-
tion Railroad.

Which was read.

Mr. Garland moved

A suspension of the rule to
allow the second and third readings
and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended,
the resolution was read a second and
third times, and upon final passage,
the ayes and noes were taken and be-
ing taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of coun-
cil being in the affirmative the reso-
lution passed finally.

Also

Bill No. 1676. Whereas, Jas.
Musgrave, agent, in behalf of John
A. Lathwood and R. M. McKinley, of-
fers the City of Pittsburgh the sum
of \$500.00 for piece of ground lying
between the property of John A.
Lathwood and R. M. McKinley on
Nelson street and the Pennsylvania
Railroad in the 12th Ward, City,
same measuring three thirty-sevenths
(3/37ths) of an acre in the Edward
W. Deans Plan, called "Revised Plan
of Dean Park Plan of Lots"; There-
fore, be it

Resolved. That the Mayor be and
he is hereby authorized and directed
to execute and deliver a deed for the
aforementioned property of James
Musgrave, Agent, in behalf of John
A. Lathwood and R. M. McKinley, for
the sum of \$500.00.

In Finance Committee, December
12, 1922.

Amended by striking out the en-
tire preamble, beginning with the
word "Whereas" and ending with the
words Plan of Lots", and by inserting
in lieu thereof the following:

"Whereas, John A. Lathwood and
R. M. McKinley, offer the City of
Pittsburgh the sum of \$700.00 for
piece of ground, bounded and de-
scribed as follows: "Beginning at a
point on the Southerly side of Nelson
street, at the line of property now
owned by John Lathwood and Robert
M. McKinley; thence westwardly
along the said Southerly line of Nel-
son street extended a distance of
124.50 ft. to the line of property of
the Pennsylvania Railroad; thence
Southerly along said property of the
Pennsylvania Railroad, 150 ft. to a
point; thence Eastwardly 106 ft. to a
point on line of said property of John
Lathwood and Robert M. McKinley,
and thence along the line of said last
mentioned property N. 11° 38' East
122½ feet to the Southerly side of
Nelson street at the place of begin-
ning; in the Resolved Clause by strik-
ing out the words "James Musgrave
Agent, in behalf," and by striking
out "\$500.00" and by inserting in lieu

thereof "\$700.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to. Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1962. Resolution authorizing the issuing of a warrant in favor of the Potter Title and Trust Company in the sum of \$406.00, in payment of their bill for title insurance and recording of deed of the John J. Dean property in the Eighth Ward and Ninth Ward of the City of Pittsburgh, and charging the same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Also

Bill No. 1963. Resolution authorizing the issuing of a warrant in favor of the South Pittsburgh Water Co. in the sum of \$235.83, in payment of their bill for service shutting off water of delinquent subscribers residing in the City, and charging to Code Account No. 1070, Miscellaneous Service, Collector of Delinquent Taxes.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Mr. Malone presented

No. 2037. Report of the Committee on Public Works for December 12, 1922, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1959. An Ordinance entitled, "An Ordinance authorizing and directing the grading and paving of Cicero way, from Estella avenue to Kingsboro street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes--Messrs.

Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Malone	

Ayes--7.

Noes--None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1970. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making certain repairs to the Crucible Street Bridge, and to the Schenley Park Bridge over Panther Hollow, and providing for the payment of the costs thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes--Messrs.

Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Malone	

Ayes--7.

Noes--None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Robertson presented

No. 2038. Report of the Committee on Filtration and Water for December 12, 1922, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 1973. An Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with Henry Averbach, whereby the said Henry Averbach shall give license, privilege and right of way to lay and maintain a city water main extending through his land in the Fourteenth Ward, from a point on the westerly property line of Denniston avenue, two hundred ninety-four and eighty-four one-hundredths (294.84) feet northwardly from the North property line of Hastings street to One Hundred Thirty (130) feet North."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes--Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes--9.

Noes--None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1974. An Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with L. C. Wick, whereby the said L. C. Wick shall give license, privilege and right of way to lay and maintain a City water main extending through his land in the Twenty-seventh Ward, from Louis (formerly Vosco) street to Wapello street."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Anderson presented

No. 2039. Report of the Committee on Public Safety for December 12, 1922, transmitting two ordinances and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1955. An Ordinance entitled, "An Ordinance regulating the holding of sales by auction in the City of Pittsburgh, adopting rules and regulations for granting of licenses for holding the same, and fixing a penalty for the violation of the terms of this ordinance."

Which was read.

Also

No. 2040.

CITY OF PITTSBURGH, PENN'A.

December 18, 1922.

Committee on Public Safety.

Gentlemen:

On Bill No. 1955, being an Ordinance regulating the holding of sales by auction in the City of Pittsburgh, adopting rules and regulations for granting of licenses for holding the same, and fixing a penalty for the violation of the terms of this ordinance, I report as follows:

In my opinion the very broad provisions of this Ordinance regulating this business make it invalid. It seems to me that it is not within the power of the City to prevent the conducting of sales by auction as a going business or to restrict the length of time during which such business shall be conducted. The Legislature has recognized the validity of the business by providing for the licensing of auctioneers, and it has further recognized by the Act of May 20, 1913, P. L. 227, the right of a municipality to license the business and to impose a license fee upon it where the goods sold are bankrupt estates or the property of a person about to go out of business, or goods that have been damaged.

Under the general police power, I feel that any reasonable regulations governing the business and designed to prevent fraud or imposition upon the public, may be enacted, and that a license fee may be required, but beyond this the power of the City does not extend.

Respectfully,

RICHARD W. MARTIN,

City Solicitor.

Which was read.

Mr. Anderson moved

That the ordinance be recommended, and communication be referred to the Committee on Public Safety.

Which motion prevailed.

Also

Bill No. 1986. An Ordinance entitled, "An Ordinance amending and Supplementing portions of Section 2 of an ordinance entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof,' approved by the Mayor October 3, 1922."

In Public Safety Committee, December 12, 1922.

Read and amended in Section 1 by striking out and inserting as shown in red, and in Section 2 by striking out as shown in red, and in the title by striking out the words "Amending and supplementing portions" and by inserting in lieu thereof the words "Supplementing a portion", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Anderson moved

That the amendment of the Public Safety Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation,

Bill No. 1956. Resolution authorizing the issuing of a warrant in favor of Animal Rescue League of Pittsburgh for the sum of \$979.08, covering work done during the month of November, 1922, and charging the same to Code Account No. 1460. Item B, Miscellaneous Services, Dog Pound, Bureau of Police.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Mr. English presented

No. 2041. Report of the Committee on Health and Sanitation for December 12, 1922, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1960. Resolution authorizing the issuing of a warrant in favor of Benjamin L. Jones in the sum of \$85.00, for the use of his private automobile in transporting patients to hospital, and charging the same to Code Account 1238, Municipal Hospital, Bureau of Infectious Diseases, Department of Public Health.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland
English
Garland

Herron
Malone
Robertson
Winters (Pres.)

Noes—Messrs.

McArdle

Ayes—8.

Noes—1.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

MOTIONS AND RESOLUTIONS.

The Chair presented

No. 2042.

CITY OF PITTSBURGH, PENNA.

December 14th, 1922.

Daniel Winters, Esq.,

Chairman of the City Council.

Dear Sir:

It seems that Bill No. 1915, an ordinance authorizing the relocation of

a monument site in Schenley Park for the soldiers and sailors of the Spanish-American War, was passed by the City Council without having been first submitted to the Art Commission as required by the Act of 1913, creating such commission. I suggest its recall and reconsideration in that respect.

Yours truly,

W. A. MAGEE,

Mayor.

Which was read, received and filed.

Also

No. 2943. Resolution requesting the Mayor to return to Council, without action thereon, for further consideration, Bill No. 1915, entitled, "An Ordinance amending Section 2 of an ordinance entitled, 'An Ordinance granting the consent of the City of Pittsburgh to the erection by the Commissioners of Allegheny County of a monument in Schenley Park in honor of the soldiers and sailors of Allegheny County who served in the Spanish-American War,' approved September 27, 1922, and recorded in Ordinance Book, Vol. 33, Page 596."

Which was read.

Mr. Robertson moved.

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned, without action thereon,

Bill No. 1915. An Ordinance entitled, "An Ordinance amending Section 2 of an ordinance entitled,

'An Ordinance granting the consent of the City of Pittsburgh to the erection by the Commissioners of Allegheny County of a monument in Schenley Park in honor of the soldiers and sailors of Allegheny County who served in the Spanish-American War,' approved September 27, 1922, and recorded in Ordinance Book, Vol. 33, Page 596."

In Council December 11, 1922.

Rule suspended, bill read three times and finally passed.

Which was read.

Mr. Garland moved

To reconsider the vote by which the bill was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring "Shall the bill be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Garland moved

That the bill be recommitted to the Committee on Parks and Libraries.

Which motion prevailed.

Mr. Robertson moved

That the Minutes of the proceedings of Council, at a meeting held on Monday, December 11, 1922, be approved.

Which motion prevailed.

And on motion of Mr. Robertson

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI

Wednesday, December 27, 1922

No. 55

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERSPresident
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Wednesday, December 27, 1922.

Council met pursuant to the following call:

Pittsburgh, December 23, 1922.

Mr. E. J. Martin,
City Clerk.

Dear Sir:

Please call a meeting of Council for Wednesday, December 27th, 1922, at 2 o'clock, P. M., instead of Monday, December 25th, 1922, (Christmas Day), to consider the regular order of business.

Yours respectfully,

DANIEL WINTERS,
President.

Which was read, received and filed.
Present—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

PRESENTATIONS.

Mr. Borland presented
No. 2044. Communication from
the Department of City Planning

relative to the ordinance re-establishing the grade of Wittmer street from California avenue to Cambronne street.

Also

No. 2045. Petition for the vacation of Marburg street, from Bank street to the right of way of the Pittsburgh, Fort Wayne and Chicago Railroad.

Also

No. 2046. Petition for the vacation of Chenoa street, between Marburg street and Clifferty street.

Also

No. 2047. An Ordinance vacating Marburg street, from Bank street to the right of way of the Pennsylvania Railroad Company, and Chenoa street, from Marburg street to Clifferty street, in the 22nd Ward of the City of Pittsburgh, as opened in the Plan of Seminary Lots, laid out by the Committee on City Property and adopted in Councils of the former City of Allegheny, June 20, 1850 and as recorded in the Recorder's Office of Allegheny County in Plan Book, Vol. 1, Page 180.

Also

No. 2048. An Ordinance vacating portions of North Canal street, in the 23rd Ward, of the City of Pittsburgh, from Chestnut street to a point 35.68 feet west of Madison avenue.

Also

No. 2049. An Ordinance fixing the width and position of the sidewalk and roadway of North Canal street, from the first angle west of Madison avenue to Heinz street, and establishing and re-establishing the grade thereof from a point 106.48 feet west of Madison avenue to Heinz street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Garland presented

No. 2050. An Ordinance fixing the title of one of the Police Maistrates of the City of Pittsburgh as Traffic Court Magistrate.

Also

No. 2051. An Ordinance requiring all police officers of the City of Pittsburgh to make charges and bring informations for violations of the automobile law of the Commonwealth of Pennsylvania and Traffic ordinances and rules of the City of Pittsburgh, before the Police Magistrate known as the Traffic Court Magistrate.

Also

No. 2052. Resolution waiving present payment of all obligations of the Pittsburgh Railways Company to the City of Pittsburgh, and providing for payment of the claims now owing by the said Pittsburgh Railways Company over a period of years without interest, in order to co-operate and assist in every way possible to effect a reorganization of the said Pittsburgh Railways Company.

Also

No. 2053. Resolution requesting all persons having claims against the Pittsburgh Railways Company prior to the appointment of Receivers to accept settlement thereof based upon payments in equal annual installments over a period of ten years

Also

No. 2054. Resolution authorizing the issuing of warrants in favor of the Pittsburgh Dispatch for \$7.20; Post Publishing Co. for \$3.00; Gazette-Times for \$7.20; Chronicle-Telegraph for \$7.20 and the Pittsburgh Press for \$7.00, covering bills for advertising hearing of appeals in new assessments made by the Department of Assessors, and charging same to Code Account No. 1095, Miscellaneous Service, Department of Assessors.

Also

No. 2055. Resolution authorizing the issuing of a warrant in favor of James Holbrook and Katherine Holbrook, his wife, in the sum of \$200.00 in full settlement of any and all claims for damages which they might have against the City of Pittsburgh, arising out of an accident that occurred to Katherine Holbrook on September 4, 1922, on the Frazier street steps, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2056. Resolution authorizing the issuing of a warrant in favor of Mrs. Ellen Scanlon in the sum of \$200.00, in full settlement of any and all claims for damages which she might have against the City of Pittsburgh, arising out of an accident that occurred on August 15, 1922, on the Rosetta street boardwalk, and charging same to Code Account No. 42, (Contingent Fund.)

Also

No. 2057. Resolution authorizing the issuing of a warrant in favor of the Henry Rea Estate in the sum of \$92.72, being a refund of taxes and costs paid at D. T. D. No. 41, October Term, 1913, on property located on the North Side of Second avenue, purchased by the City of Pittsburgh, and charging same to Appropriation No. 41, Refunding Taxes and Water Rents.

Also

No. 2058.

Resolved, that the City Controller be and he is hereby authorized and directed to transfer the following amounts from various Code Accounts to others in the Bureau of Recreation in order to meet expenditures for the balance of the year:

From—

Code Account No. 1913—Washington, Salary Regular Employees	\$ 400.00
Code Account No. 1914—Ormsby, Salary Regular Employees	201.57
Code Account No. 1915—Lawrence, Salary Regular Employees	500.00
Total	\$1,101.57

To—

Code Account No. 1908—Supplies	\$ 400.00
Code Account No. 1917—West Penn. Salary Regular Employees	37.00
Code Account No. 1918—South Side, Salary Regular Employees	158.57
Code Account No. 1927—Crawford Ct. Bath, Salary and Wages	6.00
Oliver Swimming Pool	500.00
Total	\$1,101.57

Also

No. 2059. Resolution authorizing and directing the City Controller to transfer the sum of \$3,059.92 from Code Account No. 1590, General Repaving, Bureau of Engineering, Division of Streets, to Contract No. 5636, Mayor's Office File 288, Controller's Office File 1203, entered into with the Jas. M. McQuade & Sons Company for repaving Carson street West, from Point Bridge to Smithfield Street Bridge approach, and authorizing the issuing of warrants drawn on said fund for the payment of the cost of completing said contract.

Also

No. 2060. Resolution authorizing and directing the City Controller to transfer the sum of \$46,741.93 from the amount authorized for the improvement of the Boulevard of the Allies, Bond Fund Appropriation No. 207, to the appropriation for the payment of the cost for the completion of Contract No. 5655, Mayor's Office File No. 289, Controller's Office File No. 1221, entered into with the Thos. Cronin Company, for the grading, regrading, etc., and otherwise improving the Boulevard of the Allies, from a point 215.12 feet east of the east line of Shingiss street to the east line of Gist street, and authorizing the issuing of warrants drawn on said fund for the payment of the cost of completing said contract.

Which were severally read and referred to the Committee on Finance.

Mr. Herron presented

No. 2061. Resolution authorizing the issuing of a warrant in favor of the Pittsburgh Paving Company for the sum of \$450.00, for payment of certain extra work done in connection with the contract for the construction of a relief sewer on Hamilton avenue and Sterrett street, from a point about 10 feet east of Sterrett street to the existing sewer on Kelly street, and charging same to Bond Fund Appropriation No. 215, Contract No. 5871, Mayor's Office File No. 299.

Which was read and referred to the Committee on Public Works.

Mr. Malone presented

No. 2062. An Ordinance providing for the letting of a contract for furnishing incandescent mantle lights to the City of Pittsburgh, on its streets, boulevards, ways, by-ways and parks.

Also

No. 2063. An Ordinance widening Davis avenue, in the 27th Ward at the intersection of the easterly line of Brighton road, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the property benefited thereby.

Also

No. 2064. Resolution authorizing the issuing of a warrant in favor of Jas. H. McQuaide & Sons Company for the sum of \$18,123.12, for extra work on the contract for repaving Carson street West, from the Point Bridge to the Smithfield Street Bridge Approach, and charging same to Contract No. 1203, on file in the City Controller's Office.

Which were severally read and referred to the Committee on Public Works.

Mr. Robertson presented

No. 2065. Petition for the grading, paving and curbing of Wittmer street, between California avenue and Cambronne street.

Also

No. 2066. An Ordinance authorizing and directing the grading, paving and curbing of Wittmer street, from California avenue to Cambronne street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were read and referred to the Committee on Public Works.

Also

No. 2067. Resolution authorizing the issuing of a warrant in favor of James McNeil & Brother Company for \$2,061.43, for labor and materials furnished December 16th to 19th, 1922, for repairing broken 50-inch water main near Greenfield and Sylvan avenues, and charging same to Code Account No. 1765½, "Repairs", Bureau of Water.

Which was read and referred to the Committee on Filtration and Water.

The Chair presented

No. 2068. Communication from Bricklayers' International Union No. 2 asking for hearing on their complaint of non-union and non-resident workmen being employed on contracts for sewer improvement work.

Also

No. 2069. Communication from F. B. Maloy asking that legislation

be submitted for consideration of the State Legislature regulating bonds and mortgages on real estate.

Also

No. 2070. Communication from Churchill Mehard, Colonel, 107th Field Artillery, Pennsylvania National Guard, relative to an appropriation for said military organization.

Which were severally read and referred to the Committee on Finance.

Also

No. 2071. Communication from W. H. Stevenson asking that the purchase money to be paid by the Philadelphia Company for the Public Safety Building be applied to the Sinking Fund.

Which was read, received and filed.

Also

No. 2072. Communication from Dollar Savings & Trust Company endorsing the request of the Ward Baking Company for the vacation of Marburg and Chenoa streets, North Side.

Which was read, received and filed.

Also

No. 2073. Communication from J. Charles Wilson expressing appreciation for the action of Council in creating additional positions in the Bureau of Building Inspection, Department of Public Safety.

Which was read, received and filed.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 2074. Report of the Committee on Finance for December 18, 1922, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2002. An Ordinance entitled, "An Ordinance providing for the letting of contracts for materials and general supplies required by the several departments of the City Government for the year beginning January 1st, 1923."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson

Borland

English

Garland

Herron

Malone

McArdle

Robertson

Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 2008. An Ordinance entitled, "An Ordinance appropriating and setting aside an additional sum of Seventeen Thousand (\$17,000.00) Dollars from Bond Fund Appropriation No. 218, Nine Mile Run Sewer Bonds, and Four Thousand Six Hundred (\$4,600.00) Dollars from Bond Fund Appropriation No. 236, "Sewer Bonds 1922", for the payment of the cost of certain additional work in connection with the construction of a trunk sewer in the Brushton District of the Nine Mile Run Sewer System, under the terms of Contract No. 5678, Mayor's Office File No. 290, entered into November 7, 1921, with John F. Casey Company."

Which was read.

Mr. Garland moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 2009. An Ordinance entitled, "An Ordinance authorizing and directing the Director of the Department of Supplies to sell at public auction or private sale all the passenger automobiles owned by the City, except the car of the Chief of the Department of Fire, and the District Chiefs, also excepting the cars of the Supervisors in the Bureau of Highways and Sewers."

In Finance Committee, December 20, 1922, read and amended in Section 1 and in the title by striking out the words "also excepting the cars of the Supervisors in the Bureau of Highways and Sewers," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	Winters (Pres.)
English	

Noes—Messrs.

Garland	McArdle
Herron	Robertson

Ayes—5.

Noes—4.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1677. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot No. 446 in Chadwick Place Plan, on Somerset street, 12th Ward, City, to Jos. F. Weis, Attorney, in behalf of William McGonigle, for the sum of \$375.00.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle

English
Garland
Herron

Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative the resolution passed finally.

Also

Bill No. 2010. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to the Hazelwood-Glenwood Baptist Church on account of charge for water, in the sum of \$15.15, being 50 per cent. of the excess meter rate over the former flat rate, on premises at 208-210 Johnston avenue, 15th Ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 2005. Resolution authorizing, empowering and directing the City Controller to apply the sum of \$763.51 to the payment of telephone bills incurred by the City during the year 1922, and now in Code Account No. 1473, Item B, Miscellaneous Services, Bureau of Electricity. Series 1922, the same being an unexpended balance in said Code Account No. 1473, Item B, Miscellaneous Services, Bureau of Electricity, Series 1921, carried over to the appropriation for the year 1922.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 2006. Resolution authorizing and directing the City Controller to transfer the sum of \$5,552.00 from Code Account No. 1219, Supplies, Transmissible Diseases, to Code Account No. 51, Unappealed Damages, to pay the claim of Charles B. Rafferty, et al, Trustees of the Estate of Gilbert T. Rafferty, authorized by Resolution No. 337, approved November 17, 1922.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 2016. Resolution authorizing the Controller to make the following transfers, amounting to \$1,200.00 in appropriations for the Department of City Treasurer, to-wit:

\$500.00 from Appropriation 1063, Salaries, to Appropriation 1068, Equipment;

\$600.00 from Appropriation 1066, Supplies, to Appropriation 1068, Equipment;

\$100.00 from Appropriation 1067, Repairs, to Appropriation 1068, Equipment.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 2017. Resolution authorizing and directing the Controller to transfer the sum of \$166.28 from Appropriation No. 1069, Salaries, to Appropriation No. 1071, advertising, Department of Collector of Delinquent Taxes.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 2001. Resolution authorizing the issuing of a warrant in favor of the Church of the Messiah in the sum of \$271.02, in payment of damage sustained by said

church by backing up of sewer on Sherwood avenue, and charging the same to appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Also

Bill No. 1495. Resolution authorizing the issuing of a warrant in favor of Jacob Kmonk in the sum of \$1,338.00, for damages to Jeffrey automobile, which was demolished by No. 11 Engine Company's Hose Carriage running into it on Carson street at South 15th Street, on August 20th, 1922, and doctor's bill for attending passengers of the car who were injured when struck by the hose carriage, and charging same to Code Account No. 42, Contingent Fund.

In Finance Committee, December 19, 1922.

Read and amended by striking out "\$1,338.00" and by inserting in lieu thereof "\$538.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee, and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1776. Resolution authorizing the issuing of a warrant in favor of the Dunn & Ryan Contracting Company in the sum of \$3,861.70, in payment of extra work on contract for the construction of a sewer on Hazelwood avenue, and charging the same to Appropriation No. 227, Hazelwood sewer.

In Finance Committee, December 19, 1922.

Read and amended by striking out "\$3,861.70" and by inserting in lieu thereof "\$2,661.10", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Herron
Borland	Malone
English	Robertson
Garland	Winters (Pres.)

Noes—Messrs.

McArdle.

Ayes—8.

Noes—1.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Mr. Garland moved

A suspension of Rule VIII, providing that all bills and resolutions, when returned from committee, shall be printed and a copy mailed to each member at least 48 hours previous to their consideration by council.

Which motion prevailed.

Mr. Garland also presented

No. 2075. Report of the Committee on Finance for December 21, 1922, transmitting two ordinances to council.

Which was read, received and filed.

Also

Bill No. 1812. An Ordinance entitled, "An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year beginning January 1, 1923, and ending December 31st, 1923."

In Finance Committee, December 21, 1922.

Read and ordered returned to council with an affirmative recommendation, as amended.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

When the name of Mr. Garland was called, he arose and said:

"Mr. President, I am voting Aye on the appropriation ordinance with the reservation that I have the right to review same later if the subject matter of the bill finds its way before Council in the future."

When the name of Mr. McArdle was called, he arose and said:

"Mr. President, I want to be recorded as voting Aye on Bill Nos. 1812 and 1813, but to say at the same time that each of these bills contains provisions with which I am not in full sympathy and if the subject-matter in these bills with which I disagree find their way before Council in the future, I shall feel perfectly free, of course, to deal with them as my judgment dictates."

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Garland arose and said:

Mr. President, I would ask that Mr. Breitenstein, Cost Accountant in the City Controller's Office, who prepared the appropriation and salary ordinances, be asked to appear before Council before action is taken on the ordinances.

The Chair said:

The Clerk will send for Mr. Breitenstein.

Mr. H. S. Breitenstein, Cost Accountant, City Controller's Office, appeared.

Mr. Garland arose and said:

I would like to ask Mr. Breitenstein, if he will place on the records a statement that the budget appropriations and salary and wage lists are as passed by the Finance Committee sitting on the budget?

Mr. Breitenstein said:

Yes, sir; they are. The ordinances as presented to Council contain only amendments approved by the Finance Committee in budget sessions, or a majority of the Finance Committee. There is a question about one or two of the rates. However, they are immaterial and unimportant, and I would say unqualifiedly that everything in the ordinances is as kept by Mr. Weible, Clerk of the Finance Committee. I checked up on everything; however, there might be a few changes which might have to be corrected

later. There is nothing in the ordinances that does not carry out the wishes of the Finance Committee.

Mr. Garland said:

There is nothing in the ordinances other than that approved by the Committee on Finance. It is just simply a difference of opinion between you and Mr. Weible.

Mr. Breitenstein said:

There might be a difference of opinion; I do not know that there is. I have not had a chance to scrutinize his minutes.

Mr. Robertson arose and said:

Mr. President, I desire to call attention to one error which I have discovered. It appears on page 23 of the printed salary ordinance, and relates to the fire alarm operators in the Bureau of Electricity. You will recall that Mr. Anderson's motion to equalize the salary of the Chief and the Nine Fire Alarm Operators was adopted.

Mr. Anderson arose and said:

Mr. President, my motion in the budget session was for 10 fire alarm operators in the Bureau of Electricity at a salary of \$2,160.00, each a year, so as to equalize their salary. In the printed ordinance before us today is a setup of \$2,160.00 a year for each of the nine fire alarm operators, and only \$1,980.00 for the chief fire alarm operator.

Mr. Breitenstein said:

I got the information from the fire alarm operators and there was a question as to whether there were 9 or 10 operators. I applied the salary to the nine operators—not to the Chief. However, I did not realize that fact until I discovered the rate of the fire alarm operators was made higher than that of the Chief.

Mr. Anderson said:

I made the motion to fix the salary of the 10 operators at the same rate, so as to equalize their rate of pay.

The Chair said:

Gentlemen, are there any further questions to be asked of Mr. Breitenstein? The Chair hearing none, we will proceed with the business before us. However, before we proceed I want to state that the error in the salary bill to which our attention has just been called and any others which might have been made can be corrected later by amending ordinances.

Also

Bill No. 1813. An Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof."

In Finance Committee, December 21, 1922, ordered returned to council with an affirmative recommendation, as amended.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

When the name of Mr. Garland was called, he arose and said

"Mr. President I am voting Aye on the salary ordinance with the reservation that I have the right to review some later if the subject-matter of the bill finds its way before Council in the future."

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Malone presented

No. 2076. Report of the Committee on Public Works for December 19th, 1922, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 1831. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Dakota street, from Bryn Mawr road to Alpena street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2003. An Ordinance entitled, "An Ordinance repealing a portion of an ordinance entitled, 'An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making certain repairs to the South Highland Avenue Bridge over the Pennsylvania Railroad, the Negley Avenue Bridge over the Pennsylvania Railroad, and the Lawn Street Bridge over a hollow, and providing for the costs thereof,' approved October 2, 1919."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2004. An Ordinance entitled, "An Ordinance repealing an ordinance entitled, 'An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for repairing the floor system and lower chords of the Negley Avenue Bridge over the Pennsylvania Railroad, and providing for the payment of the costs thereof,' approved December 23, 1921."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 2012. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Annetta street, from Paulson avenue to Helen street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Borland presented

No. 2977. Report of the Committee on Public Service and Surveys for December 19, 1922, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1999. An Ordinance entitled, "An Ordinance re-establishing the grade of Wittmer street, from California avenue to Cambronne street."

Which was read.

Mr. Borland moved

That the bill be recommitted to the Committee on Public Service and Surveys.

Which motion prevailed.

Also

Bill No. 1996. An Ordinance entitled, "An Ordinance establishing the grade of Gamma way, from Overton street to the City Line."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1997. An Ordinance entitled, "An Ordinance establishing the grade of Hermitage street, from North Murtland avenue to east property line of the Board of Public Education."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1998. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalk and roadway of Lacy way, from Juniata Place to Reynolds street, and re-establishing the grade thereof."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 2000. An Ordinance entitled, "An Ordinance granting unto Dwight E. Hamlin, Inc., his successors and assigns, the right to construct, maintain and use switch tracks on and across 38th street, one to be located 293' from the northwest building line of Foster street northward and one located 315' from the northwest building line of Foster street, northward, 6th Ward, Pittsburgh, Pa."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 2014. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway of Peru way, from Arthur street to Roberts street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 2015. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway of Somers street, from Bedford avenue to Webster avenue, providing for slopes, parking, etc., and establishing the grade thereof."

Which was read

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Robertson presented

No. 2078. Report of the Committee on Filtration and Water for December 12, 1922, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 1972. Resolution authorizing the issuing of a warrant in favor of The Allis-Chalmers Manufacturing Co. in the sum of \$650.00, payment in full for all material or repair parts furnished for No. 2 Pumping Engine at the Herron Hill Pumping Station, same to be paid from Code Account No. 1756, Materials.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Mr. English presented

No. 2079. Report of the Committee on Health and Sanitation for December 20, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also,

Bill No. 2033. An Ordinance entitled, "An Ordinance granting unto the proper authorities of the United States Government the right to construct, maintain and use an eight inch sewer over and under the property owned by the City of Pittsburgh and situate in O'Hara Township, Allegheny County, Pennsylvania.

In Health and Sanitation Committee, December 20, 1922.

Read and amended by striking out and inserting a new section 5, as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. English moved

That the amendment of the Health and Sanitation Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Robertson presented

No. 2080.

Whereas, in view of the fact that the Director of the Department of Supplies has advertised for and received bids for the furnishing of fuel

for the pumping stations for the year 1923, and the said price is considerably in excess of the 1922 price; and

Whereas, in view of the uncertainty of the present market if it is impossible to obtain a lower bid it appears that it would be a good policy to purchase coal on the open market for a period of at least two (2) months unless the City would be able to obtain coal at a price within or near the range of 1922 prices; Therefore, be it

Resolved, That the Director of the Department of Supplies is hereby given authority to purchase such coal as may be required and the Mayor is hereby directed to issue and the Controller to countersign warrants for the payment of coal purchased in this manner on bill rolls properly probated.

Which was read.

Mr. Robertson moved

The adoption of the resolution.

Mr. Garland moved

To amend the resolution by adding the following: "And, be it further

Resolved, That Council stands ready to pass such additional legislation as the Mayor may submit, which may be necessary to carry out the intent of this resolution."

Which motion prevailed.

And the question recurring on the adoption of the resolution, as amended.

The motion prevailed.

Mr. English moved

That the following members be excused for absence from committee meetings:

Mr. Anderson on December 18, 1922;

Mr. Borland on December 12, 1922, and

Mr. Winters on December 12, 1922.

Which motion prevailed.

The Chair presented

No. 2081.

CITY OF PITTSBURGH, PENN'A.

December 21, 1922.

Mr. Daniel Winters, President,
And Members of the Council,
Of the City of Pittsburgh.

Dear Sirs:

Bill No. 1986, approved by Council on December 18th, is before me for action. This measure has for its purpose the prohibition of all parking on Forbes street between Brady street and Bigelow boulevard between the hours of 4 P. M. and 7 P. M.

I respectfully call your attention to the fact that in the present parking ordinance the time between 4:30 P. M. and 6 P. M. has been designated as the "rush-hour" period. It seems to me, therefore, that to establish a new period of rush-hour travel as is done in the ordinance before me would be confusing to operators of motor vehicles and I suggest that you recall the ordinance to consider whether or not it would be advisable to change the hours to conform to those in the present parking ordinance, namely, from 4:30 P. M. to 6 P. M.

I would also suggest that this ordinance be referred to the Law Department for the purpose of preventing any confusion as to the regulations proposed in this measure as against the regulation in the present parking ordinance where Forbes street from the Boulevard of the Allies to the Bigelow Boulevard is classified as a Class B street.

Yours truly,

W. A. MAGEE.
Mayor.

Which was read, received and filed.

Mr. Malone presented

No. 2082. Resolution requesting the Mayor to return to Council without action thereon, for further consideration, Bill No. 1986. An Ordinance supplementing a portion of Section 2 of an ordinance entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing for the violation thereof," approved by the Mayor October 3rd, 1922.

Which was read.

Mr. Malone moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned, without action thereon.

Bill No. 1986. An Ordinance entitled, "An Ordinance supplementing a portion of Section 2 of an or-

Ordinance entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof,' approved by the Mayor October 3rd, 1922."

In Council, December 18, 1922.

Committee amendments agreed to.

Rule suspended, bill read three times and finally passed.

Which was read.

Mr. Malone moved

To reconsider the vote by which the bill was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the bill be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Malone moved

That the bill be recommitted to the Committee on Public Safety.

Which motion prevailed.

The Chair presented

No. 2083. An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into an agreement and contract with the South Pittsburgh Water Company for a period terminating December 31, 1932, providing for the purchase of water by the City of Pittsburgh and the sale thereof to consumers within the limits of the City of Pittsburgh at city rates, providing for the pay-

ment of the cost thereof, and for fire hydrant service and water for other municipal purposes, and for the payment of the cost thereof.

Also

No. 2084. An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into a contract with the Ohio Valley Water Company for a period terminating December 31st, 1925, providing for the purchase of water by the City of Pittsburgh and the selling thereof to consumers within the limits of the City of Pittsburgh at city rates, and providing for the payment of the cost thereof.

Which were read and referred to the Committee on Filtration and Water.

Mr. Robertson moved

That the Minutes of the proceedings of Council, at a meeting held on Monday, December 18, 1922, be approved.

Which motion prevailed.

Mr. Anderson moved

That, owing to the next regular meeting day being New Year's Day, the next meeting of Council be held on Wednesday, January 3, 1923, at 2 P. M.

Which motion prevailed.

And there being no further business before the meeting, the Chair declared

Council adjourned.

Also

Bill No. 1300. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot No. 37 in James McGinnis Plan of Lots, 20th Ward, on Chippewa street, to Benjamin H. Hirshenson, for the sum of \$100.00.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1602. Resolution authorizing and directing the City Controller to appropriate and set aside from the proceeds of Water Bonds, Series "A", 1919, the sum of \$50,000.00 for the purpose of the purchase of commodities used in the improvement and extension of water system and the installation of water meters, etc., said appropriation to be known as No. 203-C, Miscellaneous Services, Supplies, Materials and Equipment.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1603. Resolution authorizing and directing the City Controller to set aside an additional sum of \$154.42 to contract No. 1232:

\$77.21 from Playground Bonds No. 201, and

77.21 from Public Comfort Station Bonds, No. 202,

\$154.42

for payment of extra work to August Conradis in construction of bath house and comfort station at the corner of Crawford street and Wylie avenue.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1604. Resolution authorizing and directing the City Controller to transfer the sum of \$200.00 from Code Account 1089-B, Miscellaneous Service, to Code Account 1090-C, Supplies Bureau of Public Improvement, Department of Law.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1605. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$10,000.00 from Appropriation No. 1745, Water Filtration Division, Temporary Wages, to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1606. Resolution authorizing and directing the City Controller to transfer \$4,088.67 from Code Account 1080 (Public Utilities Litigation) to Code Account 1075 (Salaries—Department of Law; \$3,000.00 from Code Account 1080 (Public Utilities Litigation) to Code Account 1077 (witness fees; Department of Law); \$500.00 from Code Account 1080 (Public Utilities Litigation) to Code Account 1076 (Miscellaneous Services, Department of Law; \$100.00 from Code Account 1080 (Public Utilities Litigation) to Code Account 1081 (Petty Claims Fund, Department of Law); \$200.00 from Code Account 1079 (Equipment, Department of Law) to Code Account 1076 (Miscellaneous Services, Department of Law); \$200.00 from Code Ac-

count 1079 (Equipment, Department of Law); to Code Account 1081 (Petty Claims Fund, Department of Law).

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1600. Resolution authorizing the issuing of a warrant in favor of the John F. Casey Company for the sum of \$186.01, for payment for certain work done in connection with the contract for repairs to Charliers avenue sewer, "Emergency Contract", No. 5791, Mayor's Office File No. 295, and charging the same to Contract No. 5791, Mayor's Office File No. 295.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1601. Resolution authorizing the issuing of a warrant in favor of Goldie May Davis and Arthur D. Davis, her husband, for \$200.00, in full settlement of any and all claims for damages which they might have against the City of Pittsburgh arising out of an accident that occurred to Goldie May Davis on September 4, 1922, at 10:30 p. m., on the Frazier street steps, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1572. Resolution authorizing the issuing of a warrant in favor of Edward M. Bassett, Attorney at Law, for \$311.87, for services rendered the Department of City Planning in a consulting capacity, during the month of October, 1922, and charging the same to Code Account 1108-B, Miscellaneous Services, Department of City Planning.

In Finance Committee, October 17, 1922, read and amended by striking out the words "Attorney at Law," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also, with an affirmative recommendation

Bill No. 1271. Resolution authorizing the issuing of a warrant in favor of Adam Bleber for the sum of \$125.00 in full for all claims for damage to his automobile which was damaged by city fire truck running into it at the corner of Aiken avenue and Liberty avenue, and charging same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Borland	Malone
English	Winters (Pres.)
Herron	

Noes—Messrs.

Garland	Robertson
McArdle	

Ayes—5

Noes—3

And there not being two-thirds of the votes of council in the affirmative, the resolution failed to pass finally.

Mr. Malone presented

No. 1664. Report of the Committee on Public Works for October

17, 1922, transmitting several ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1308. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Kelvin street, from Mutual street to Chartiers avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1574. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the purchase of one (1) steam boiler for the Asphalt Plant."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1577. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Milligan street, from Lella street to the southerly terminus distant 43.83 ft. north of Arion street, including the extension of a sewer for the drainage thereof, over, across and through private property of Frederick Rodgers et ux., from the southerly terminus thereof to the existing sewer on Arion street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1578. An Ordinance entitled, "An Ordinance authorizing and directing the construction of public sewers on Trelona way, from a point about 70 feet southeast of Pion-

eer avenue to the existing sewer on Stebbins avenue, and from a point about 15 feet southeast of Stebbins avenue to the existing sewer on Queensboro avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1573. Resolution approving the payment of extras, amounting to \$859.10, in contract with Booth & Flinn, Ltd., for the reconstruction of Island Avenue Bridge, Contract No. 2, and authorizing and directing the City Controller to charge the same as part of the cost and said improvement.

Which was read

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Mr. Borland presented

No. 1665. Report of the Committee on Public Service and Surveys for October 18, 1922, transmitting several ordinances to council.

Which was read, received and filed.

Also

No. 1666.

October 23, 1922.

To the President and Members of Council, City of Pittsburgh.

Gentlemen:

In answer to a motion adopted at a meeting of the Committee on Public Service and Surveys, held October 18, 1922, that the Director of the Department of Public Works furnish Council, on Monday, October 23, 1922, a certificate that waivers of damages have been received from the property owners affected by the re-establishing of the grade of Pike street, from 13th street to 14th street, I report as follows:

The re-establishment of the grade of Pike street, from 13th street to 14th street, in reality does not change the grade for this entire distance. Said change practically starts 100 feet east of 13th street and extends eastwardly about 195 feet, or to a point about 136 feet west of 14th street. The change of grade only affects the Pennsylvania Railroad Company's property on the north and the Hardie Bros. Company's property on the south.

An ordinance agreement, Ordinance No. 235, approved July 17th, 1922, in sections 4 and 6 distinctly states that the Hardie Bros. Company will bear the full cost and expense of all the work involved in connection with the repaving and repairing of the street pavement and other surface and sub-surface structures that may be in any wise damaged or disturbed by reason of the construction, maintenance and use of a switch track, and that said Hardie Bros. Company shall assume any liability of the City of Pittsburgh for damages to person or property,

including the street and sub-surface structures therein, by reason of the construction maintenance and use of said switch track. In connection with the switch track grant contained in the ordinance agreement above referred to, it was also necessary to change the grade of a portion of Pike street, and in accordance with a verbal opinion of Thos. M. Benner, First Asst. City Solicitor, the Department considered that the signing of the ordinance agreement by the Hardie Bros. Company would relieve the City from any and all claims for damages due to the granting of the switch rights and the proposed change of grade.

It would therefore seem that it is not necessary to obtain a waiver of damage from the Pennsylvania Railroad Company and Hardie Bros. Company for the proposed change of grade on Pike street, but I am assured by a representative of the railroad company that if such waiver is required, same will be furnished by said railroad company and Hardie Bros. Company.

Yours truly,

CHAS. A. FINLEY,

Director.

October 23, 1922.

To the President and Members
of Council, City of Pittsburgh.
Gentlemen:

The change of grade and the re-improvement of 13th street, from Pike street to Etna street, as proposed by the Pennsylvania Railroad Company, affects only the property of the Pennsylvania Railroad Company, the Allegheny County Light Company, and Mackintosh-Hemphill Company.

I hereby certify that there is on file in the Mayor's office, a waiver of damage signed by A.W. Thompson, President Allegheny County Light Company, and George S. Macrum, President, Mackintosh-Hemphill Company, with the seals of said companies attached, relieving and forever discharging the said City of Pittsburgh from any and all claim or claims for damages whatsoever, due to the change of grade or by reason of the grading, paving and curbing of said 13th street; and further agreeing to indemnify and save the City of Pittsburgh harmless from the payment of any damages whatsoever resulting to any and all ground or buildings owned or leased by the said Allegheny County Light Company and Mackintosh-Hemphill Company, occasioned by said municipal improvements.

Further, the ordinance agreement, relating to the proposed change of grade on 13th street, Pike street and the vacation of Etna street, contains a clause in which the Pennsylvania Railroad Company shall pay the entire cost of the regrading and repaving of said 13th street.

Yours truly,

CHAS. A. FINLEY,

Director.

Which was read, received and filed.

Also

Bill No. 1362. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works, for and upon behalf of the City of Pittsburgh, to enter into a contract with the Pennsylvania Railroad Company for the purpose of re-establishing the grade of Pike street, from 13th street to 11th street, re-establishing the grade of 13th street, from Pike street, to Etna street, and for regrading and repaving said portion of Pike street and 13th street, and also for the vacation of Etna street from 13th street eastwardly about 222 feet to the westerly property line of the American Steel and Wire Company."

In Public Service and Surveys Committee, October 18, 1922, read and amended by inserting in paragraph (c) as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Borland moved

That the amendment of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Malone arose and said

Mr. President. Bill No. 1362. File 711, is an agreement ordinance covering the re-establishment of the grade on two streets and the improvement thereof, and the vacation of one street.

I notice in the files before us today that one of the bills which was approved in committee has been eliminated.

I was just wondering if it would be a good thing to pass this agreement ordinance without the companion ordinance providing for the vacation of Etna street. I believe it would be a good policy for Council to withhold action on this agreement ordinance until we see what disposition is made of the vacation ordinance.

Might I inquire why the vacation ordinance is not before us today, it having been acted upon favorably by the Committee on Public Service and Surveys at the meeting held Wednesday, October 18?

The Chair said:

The Clerk of Council can inform you on that point.

The Clerk (Mr. Martin) said:

Mr. President, the Assistant Chief Engineer of the Pennsylvania Railroad Company, Mr. C. W. Richey, came in and asked that the ordinance for the vacation of Etna street, under the Act of 1895 be withheld, as he desired to present a petition signed by the majority in interest and number. This was agreed to by the Committee on Public Service and Surveys. A new ordinance drawn in accordance with the petition will be presented to Council, and action therefore on the ordinance for the vacation of Etna street, under the Act of 1895, was withheld.

Mr. Robertson arose and said:

Mr. President, I thought that was thoroughly understood in committee.

The Chair said:

I think that was agreed to in committee.

Mr. Malone arose and said:

Mr. President, the vacation ordinance is the principal feature of this agreement, because of the amount of money the Railroad Company is to pay the City for the ground taken. That amount might be increased or decreased later when the new ordinance comes before us, and I do not think, for that reason, we should pass these ordinances today.

Mr. Malone moved

That Bill Nos. 1361, 1362, 1363 and 1364 be laid on the table.

(The motion was not seconded.)

And the bill, as read a second time, was agreed to.

(Mr. Malone voting No.)

And the bill was read a third time and agreed to.

(Mr. Malone voting No.)

And the title of the bill was read and agreed to.

(Mr. Malone voting No.)

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland

English

Garland

Herron.

McArdle

Robertson

Winters (Pres.)

Noes—Messrs.

Malone.

Ayes—7.

Noes—1.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation

Bill No. 1363. An Ordinance entitled, "An Ordinance re-establishing the grade of Pike street, from 13th street to 14th street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland

English

Garland

Herron.

McArdle

Robertson

Winters (Pres.)

Noes—Messrs.

Malone.

Ayes—7.

Noes—1.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1364. An Ordinance entitled, "An Ordinance establishing the grade of 13th street, from Etna street to Pike street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
English
Garland
Herron.

McArdle
Robertson
Winters (Pres.)

Noes—Messrs.

Malone.

Ayes—7.

Noes—1.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1361. An Ordinance entitled, "An Ordinance granting unto the Pennsylvania Railroad Company, its successors and assigns, the right to construct, maintain and use one switch track on and across Pike street located 97' west of 14th street and five tracks on and across 13th street located between Pike street and 11' north of Etna street, for the purpose of conveying materials, etc. to the freight yards of the Pennsylvania Railroad Company, 2nd Ward, Pittsburgh, Pa."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
English
Garland
Herron.

McArdle
Robertson
Winters (Pres.)

Noes—Messrs.

Malone.

Ayes—7.

Noes—1.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Robertson presented

No. 1667. Report of the Committee on Filtration and Water for October 17th, 1922, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1580. An Ordinance entitled, "An Ordinance providing for the making of a contract, or contracts, for the furnishing and erecting of 'Boiler Baffle Walls and Appurtenances' at Brilliant Pumping Station, Contract No. 13-S."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1581. An Ordinance entitled, "An Ordinance providing for the making of a contract, or contracts, for repairs to Herron Hill Pumping Station Building, Contract No. 2-F."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
English	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Garland presented

No. 1668. Whereas, The Pittsburgh-McKeesport Boulevard, outside of the limits of the City of Pittsburgh, has been completed and now provides the public with a high-class thoroughfare between these two cities; and

Whereas, The complete construction of this boulevard will not only confer a great benefit upon the two largest cities in the County, but also upon the South Side, the Hill Top boroughs, Homestead and communities on the Monongahela River; and

Whereas, The approach to this Boulevard lying within the City of Pittsburgh, being East Carson street, from the 22nd Street Bridge to the County Line, is now the only section that is in such condition that it prevents the people from taking full advantage of the benefit of this outstanding improvement; Therefore, be it

Resolved, That we request the Director of the Department of Public Works to submit to Council estimate

for the repaving of that portion of East Carson Street as described.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Which motion prevailed.

The Chair said:

Gentlemen, a delegation of wounded soldiers who served in the World War and who are returning to their homes after attending the Convention of the American Legion, held in New Orleans, will stop in the City on Wednesday, October 25th.

These soldiers will arrive at the Union Station at 9:00 o'clock, A. M. and the members of Council are cordially invited to meet and welcome them to the City of Pittsburgh.

A luncheon will be served them at the Chamber of Commerce at 12:00 o'clock, noon, and a banquet will be given in their honor at 6:00 o'clock, P. M., in the William Penn Hotel, to which the members of Council are invited.

Mr. Robertson moved

That the minutes of Council of meeting, held on Monday, October 16, 1922, be approved as printed.

Mr. McArdle arose and said:

Mr. President, I want to raise an objection to the motion to approve the minutes as printed. In the minutes as printed, under the discussion on Bill No. 30, there appears the remarks of Mr. English. I have had the stenographer who made the minutes make a copy of the original remarks made by Mr. English in the last meeting of Council, and I have to say that the remarks as they appear in the printed minutes today differ materially both in form and substance from the remarks as recorded by the stenographer who took the minutes.

I believe that the minute is kept for the purpose of making a record of what actually transpires in Council, and under the right of debate, or discussion, every member of Council, of course, is given a very large latitude, which is true in all deliberative bodies, and which is in full keeping with the theory of free speech; but it seems to me that that carries with it full responsibility for what one utters.

It is quite one thing to make a speech of a given nature, or of a given substance, before a body of men who may be congregated at the meeting place where the remarks are made, or the speech delivered, and

quite quite another to have them appear in cold print, yet responsibility for one's public utterances is clearly one of the fundamentals of the principle of free speech. And I do not believe that this Council ought to permit, much less encourage, the delivery of one speech and the printing of another.

Now, I am not, in making this statement, trying to fasten on Council any very hard and fast rules as to whether a member should be permitted to make minor corrections in any statement he may make without destroying the sense of the constructive sentences in the speech, or without in any sense affecting the responsibility which he assumed when he uttered them; but I do object to any practice on the part of any member of Council of substituting an entirely new speech for the one he actually delivered, and which, I may say, differs vitally from that which was delivered, and which those who happened to be here at the time heard, and which perhaps appeared in the newspapers if perchance the newspapers took any notice of it, yet it appears in a different way upon the records of our meeting here.

The speech begins differently, it contains the discussion in an entirely different way, and contains matter that was not even referred to in the speech as delivered here, as shown by the minute of the stenographer who kept it; and if we are going to permit that, that is not a record of our meetings at all, and I want to say for one that from now on I am going to insist upon the record being kept in accordance with the way it actually takes place.

I am not going to sit here and allow this body to be used as an agency for the dissemination of hypocrisy or cant upon the part of any one, and I want to say now that as long as this matter remains in the minutes I shall vote against the adoption of the minutes.

Mr. English arose and said:

Mr. President, I accept full responsibility for any statements I make in Council. I must say in the presence of the stenographer, however, that he does not record every word of my statements, and the minutes as they are presented to me require a lot of changes. I was not satisfied with the transcript of the speech as given me by George, and without any intent to transform any substantials I revised the statement before it was delivered to the printer. I will admit I did cut out a lot of stuff that did not seem

to run together well. I will admit that I did say a lot more than is printed here. I could have said a lot more than appears here on this matter, and said it more stingingly. I have not made any material changes in my remarks, but I did put it in better shape than he put it up to me.

I am not in the habit of making my remarks in a slow deliberative style, weighing each word as it falls from my mouth, as my learned colleague.

I admit that I talk fast, and I do not propose to change my style whether the stenographer is able to record my statements or not.

If there is anything in that statement which is not right, I will cheerfully cut it out.

Mr. McArdle arose and said:

Mr. President, that is not the question involved in this. It is not likely that the stenographer in writing the remarks would show at the bottom what should appear at the beginning, or vice versa. It is quite likely if he made an error to the extent of distorting a thought that he made it in the order in which it was made by the speaker.

I think all of us have had experience with the notes as taken by our stenographer and I say after reading it, depending as I must upon my memory, I could not point to a single error in his notes; but I would only need to glance at the speech as printed and know that it is not like the speech we heard, and it was not intended that it should be like it.

I am not dealing with whether what the gentleman says in his speech was right or wrong. That is not the subject. It is a question of the minutes, and I think if you will compare the amount of matter in the speech as printed with the amount of matter in the stenographer's verbatim copy of the speech as uttered, you will find that there is a material increase rather than a decrease. I have not counted the lines; I am hazarding a guess; but I believe I will be right.

Mr. English arose and said:

Mr. President, let us read this and see if there is any material difference between the printed speech and the verbatim speech as taken down by the stenographer. It is rather difficult to make a comparison between the two. You all sat here and heard this statement. You men are the judges, and I am under a charge of padding these records to suit myself.

The Chair said:

I would not say that.

Mr. English arose and said:

The charge is that the substance and fundamentals of my statement have been materially changed.

The Chair said:

That is the subject before us.

Mr. McArdle has raised a question.

Mr. English arose and said:

Mr. President, I am going to read it and let you judge for yourself.

My statement is as follows:

"Mr. President, I desire to be recorded as voting No on Bill Nos. 28, 29 and 30. My objection is the same as I have urged from the beginning, and that is.

Whether or not a veto of the mayor can be overridden in any the Mayor can be overridden in any manner other than that prescribed by the law. In the Charter Ordinance of the city the matter of vetoing appropriations is clearly defined, and the Mayor is given the power to veto any item or items or parts of an item in the annual appropriation law.

"Any parts thus vetoed are null and void unless repassed (replaced is the word printed in the record, but this too I have asked Mr. Clark to change) by a two-thirds vote of the Council. In this particular matter a two-thirds vote of the Council was not obtained; consequently, the appropriation item failed.

"It was my desire to have this question tested by the court, but I regret to say that it was not even referred to in the second case. It is a pity that the City of Pittsburgh is compelled to suffer from court rules of proceedings which do not permit the giving of all the facts in the case.

"I do not bear any personal animosity in this case nor do I say what I do with any intention to be disrespectful to the law, the Honorable Court, or the attorneys or principals interested in this question. However, it is my firm conviction, regardless of rules of procedure, the people expect when a case goes to court that all of the facts will be laid on the table so that everyone may know every phase of the case. I regret to state that we haven't had such an opportunity.

"One thing which struck me very forcibly were the words of the Judge in the last case, when he

gave the following illustration. I do not know that I can quote his words exactly, but I do believe that I have the thought and idea which he expressed when he said substantially as follows: 'I know Mr. Finley who runs the City Water Department; I suppose if he had 20 surveyors under him and Council and the Mayor saw fit to cut the appropriation down and only provided money to pay 10 surveyors the only thing left for Mr. Finley to do would be to discharge 10 surveyors.'

"That is exactly the case with the Division of Investigation. The appropriation was not made for this division and yet no one seems to have told the employees of the Division that there was no money with which to pay them.

"We all know that in the Bureau of Highways and Sewers, regardless of what amount is appropriated in any one year when it comes to the end of the year, say in November, the Superintendent is compelled to inform a certain number of laborers that his appropriations have been exhausted, and as there is no money with which to pay the laborers he is compelled to lay off or discharge a certain number. The only difference in the case of the laborers or the surveyors quoted by the Honorable Court, is that this division is called a Division of Investigation.

"Until this question is finally passed upon I must continue to maintain my position that a veto of the Mayor cannot be overridden in any other manner than prescribed by law, which requires a two-thirds vote of the Council to override the veto of the Mayor."

I submit to the members whether this is what I said. I did bring in the subject of the City being overcharged on the Second avenue improvement on account of the court proceedings, and it is a pity that the City must go up against this kind of rules of court procedures, and I thought I was kind by taking that out of the statement.

Mr. McArdle arose and said:

Mr. President, I am going to record the statement of Mr. English as furnished me by the stenographer who took the notes, and I am going to read them as being as near an understanding of Mr. English's speech a week ago as my memory can furnish me with, and I want them taken down as I read them by the stenographer so that they appear under this head in the minutes.

"Mr. English arose and said:

"Mr. President, I still object to this manner of paying these claims. My objection is based on the same objection which I have urged from the beginning; that is this, that under the charter ordinance and other Acts of Assembly the City of Pittsburgh is restricted and limited in the manner and method of making appropriations from the City Treasury. In the matter of salaries and in the matter of appropriations, the Mayor is given peculiar power, vested in him alone, and when the Mayor vetoes an ordinance which was done with this particular proposition two years ago, the only way under the law to get over that veto is to have six votes in Council to override the veto. That was not done.

"We have had two lawsuits in connection with this, and I regret very much to be compelled to stand here in public and say that in my opinion the rules of procedure in connection with the court procedure are not a credit to the City of Pittsburgh, the County of Allegheny, or the State of Pennsylvania. Now, I do not say that with any disrespect to the law, or the Honorable Court, or to the attorneys engaged in this matter, but I say it because of a conviction which still exists in me, if not in any others, that in this case goes to court it is the business of the court to put everybody in public to get all the facts in the case. I regret to inform you, Mr. President, that I have had the opportunity of appearing in the second case, being a witness to the entire proceedings, which lasted a half day and a few hours of the next day, and I regret exceedingly that not a single bit of fact was brought out touching the point which is at issue in this case and which concerns the payment of money from the City Treasury, and that fact is that not one word was uttered regarding the vetoes—not a bit of testimony was even allowed to be taken—not even a bit of testimony was allowed to be taken to show that the right course of procedure had not been followed in this case, which had been followed hundreds of times in my own limited experience as a member of Council.

"I must quote here the words of the Honorable Judge, I know Mr. Finley who runs your Water Department, I suppose if Council only gave him enough money to pay 10

surveyors and he had 20 on the payroll, he would have to discharge 10, wouldn't he?" Yet this is an identical case, Mr. President. The Honorable Court knew that fact, but under the rules of procedure our famous jurisprudence, the truth, was not brought out. This is the case of one, two or three positions. In this case it is raised to the dignity of a division.

"Mr. President, I do hope that no one can charge me with having a personal animosity in this case, because I do not have, but I have a firm conviction that the law and power of the City Council and Mayor under the Charter ordinance was not handled properly in this proposition. The truth of this was the fact that we did not even get a chance to put that kind of testimony in the record, and I am compelled in defense of my position to make this statement in open Council. It is not with any animosity that when the City goes into Council the City should be allowed to explain everything that goes on in a particular case. No wonder we are getting trimmed on Second Avenue in the sum of \$1,000,000 and in all cases where the City seems to be the worst. I do not know what the outcome would have been if a full statement of the facts had been allowed to have been given, but I do not gainsay that the Council and the Mayor's appropriation becomes the law, and that sufficient money to pay a certain number of whitewings for the entire year everybody knows what the Director of the Department of Public Works does—he notifies a certain number of employees which he picks out at his will and pleasure and says to them that there is not enough money to pay you from the City Treasury.

"I am sorry, Mr. President; I am through and I vote NO."

Now that is in the record as furnished by the stenographer, and it is important that it should be in the record in keeping with the records made by the man furnished by the Clerk of Council to keep it; and I say it is important because it is right that it should be there, and it is right that the members of Council should have an opportunity to treat with this subject again, as I expect to do, to show that not only is this record not in accordance with the facts in the case, but the statements made in the

speech are false from top to bottom as will be shown by the records on file in the Prothonotary's office.

The Chair said:

The motion was, "That the minutes be approved as printed."

There is no doubt but what the question should be raised if there are any fundamental changes in the speech as delivered and that as printed. Undoubtedly we are sorry for things we say or do. The clerk is supposed to keep a record of the minutes of the meetings of Council as they take place and any member of Council can call for a correction of the minutes if they do not agree with what did transpire.

Mr. Herron arose and said:

Mr. President, our procedure here is very simple. The minutes as kept by the stenographer are one thing and the remarks made by a member are another and before these minutes are approved if there is any dispute as to the correctness of the printed record and the gentleman agrees to strike something out we should do it. If I say something and after I see it in cold type and it does not sound right, I think I ought to have the privilege of standing up and asking permission to strike it out. Before we adopt these minutes, we should ask Mr. English to do that.

The Chair said:

Gentlemen, the record is open to any amendment and is subject to any further consideration that you want to give it. I am not unmindful of the fact that a member may want to change a few words or phrases in his statement to make a little better sense. The question raised by Mr. McArdle is the fundamental difference between the printed speech and the one made by Mr. English.

Mr. English arose and said:

Mr. President, where is the fundamental difference? George does not get me right. Everything I say I have to go over it and correct it before it goes to the printer. I ask the members of Council if they notice any difference between the printed speech and the one I delivered at the session of Council last week.

The Chair said:

Mr. McArdle raised the point.

Mr. English arose and said:

Mr. President, do you see any fundamental difference?

The Chair said:

There are some slight differences.

Mr. English said:

Where are they?

The Chair said:

I do not care to dispute them.

Mr. English said:

Well, Mr. President, I think it is up to you to decide which version of the speech should appear in the minutes of the session.

The Chair said:

If I must do that I am compelled to choose the speech as it was reported by the official stenographer. That is my decision.

Mr. Garland moved

That the minutes be amended in accordance with the Clerk's record, by substituting the speech as read by Mr. McArdle, and the minutes as amended be approved.

The Chair said:

I will ask the clerk if that is the record as kept by him.

The Clerk said:

Yes, sir.

And the question recurring, "Shall the minutes be approved with the substitution of the speech as reported by the stenographer?"

Mr. English demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were taken agreeably by law, and were:

Ayes—Messrs.

Borland
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Noes—Mr. English.

Ayes—7.

Noes—1.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. English arose and said:

Mr. President, I want to serve notice that I will insist that the stenographer's notes of all remarks hereafter be read before the adjournment of the meeting in which they are made if we have to stay here all night.

Mr. McArdle arose and said:

Mr. President, I want to serve notice that a majority of this Council will still continue to rule.

Mr. Malone presented

No. 1669. Communication from the School Medical Inspectors in the Bureau of Child Welfare, Department of Public Health, asking for restora-

tion of rate of salaries to that paid during 1921.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 1670. Communication from Kinnear, McCloskey & Best, Attorneys for the Western Theological Seminary, asking for a hearing on the ordinance vacating Marburg street south of Ridge avenue.

Which was read and referred to the Committee on Public Service and Surveys.

And on motion of Mr. Robertson

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, October 30th, 1922.

No. 46.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.

Monday, October 30, 1922.

Council met.

Present—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

PRESENTATIONS.

Mr. Borland presented

No. 1671. An Ordinance granting unto the Guibert Engineering Company, its successors and assigns, the right to construct, maintain and use a switch track on and across Windgap road (old location), at the intersection of Everett street, 28th Ward, Pittsburgh, Pa.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. English presented

No. 1672. Resolution authorizing and directing the City Controller to transfer the sum of \$336.00 from Code Account 1243, Salaries, Regular

Employees, to Code Account 1244, Wages, Temporary Employees, Bureau of Child Welfare, Department of Public Health.

Which was read and referred to the Committee on Finance.

Mr. Garland presented

No. 1673. Resolution agreeing to the acceptance of the proposed financing of the Pittsburgh Railways Company as satisfactory compliance with the provisions of paragraph Fourth of the existing agreement between the City of Pittsburgh, the Philadelphia Company and the Pittsburgh Railways Company, dated December 20, 1921.

Also

No. 1674. Resolution authorizing the issuing of a warrant in favor of E. M. Hill in the sum of \$679.19, or so much of the same as may be necessary, in payment for lumber for the improvement of the boardwalks on Milroy avenue, and charging same to Code Account No. 42, Item 10.

Also

No. 1675. Resolution authorizing the issuing of a warrant in favor of Charles N. Lytle for \$500.00, in full settlement of any and all claims for damages which he might have against the City of Pittsburgh, arising out of an accident that occurred to him on August 19, 1922, when he was injured by stepping off a Frankstown avenue car into a hole in the street, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 1676. Resolution authorizing and directing the Mayor to execute and deliver a deed to James Musgrave, Agent, in behalf of John A. Lathwood and R. M. McKinley, for piece of ground lying between the property of John A. Lathwood and R. M. McKinley on Nelson street and the Pennsylvania Railroad, in the 12th Ward, for the sum of \$500.00.

Also

No. 1677. Resolution authorizing and directing the Mayor to execute and deliver a deed to Jos. F. Weis, Attorney, in behalf of William McGonigle, for lot No. 1446 in Chadwick place, "Chadwick Improvement Co.'s Plan," located on Somerset street, 12th Ward, for the sum of \$375.00.

Also

No. 1678. Resolution confirming and approving the sale at public auction of the property known as No. 59 Engine House, located on Warren street, 25th Ward, to Bernard Cayton, and authorizing and directing the Mayor to execute and deliver a deed to said Bernard Cayton for said property, upon the payment of the purchase price of \$6,625.00 into the City Treasury.

Also

No. 1679.

Whereas, the funds appropriated in the several Code Accounts of the Bureau of Engineering, Department of Public Works, to provide for the payment of advertising, carfare, salaries, and for the purchase of castings, supplies and equipment, are depleted, and it is estimated that the aggregate sum of Twenty-eight Thousand (\$28,000.00) Dollars will be required to cover the cost of same during the balance of the current fiscal year, and

Whereas, surpluses in excess of the aforesaid aggregate sum of Twenty-eight Thousand (\$28,000.00) Dollars will occur in certain other code accounts of the several bureaus in the Department of Public Works, Now, therefore, be it

Resolved, that the City Controller be and he is hereby authorized and directed to make the following transfers:

\$ 5,000.00 from Code Account No. 1517-A, Herrs Island Bridge, Bureau of Engineering
\$ 2,000.00 from Code Account No. 1742, Salaries, Filtration Division, Bureau of Water
\$ 5,000.00 from Code Account No. 1744, Wages, Regular Employees, Filtration Division, Bureau of Water
\$10,000.00 from Code Account No. 1752, Wages, Regular Employees, Mechanical Division, Bureau of Water

\$ 2,500.00 from Code Account No. 1779, Wages, Temporary Employees, Bureau of Parks
\$ 1,000.00 from Code Account No. 1788, Wages, Regular Employees, Schenley Nursery, Bureau of Parks
\$ 1,500.00 from Code Account No. 1829, Wages, Temporary Employees, Highland Park, Bureau of Parks
\$ 1,000.00 from Code Account No. 1771, Bureau of Light, Contract No. 722.

\$28,000.00 TOTAL

TO THE FOLLOWING CODE
ACCOUNTS:

\$ 800.00 to Code Account No. 1519, B—Miscellaneous Services, General Office, Bureau of Engineering
\$ 1,000.00 to Code Account No. 1520, C, Supplies, General Office, Bureau of Engineering
\$ 3,500.00 to Code Account No. 1523, D, Castings, General Office, Bureau of Engineering
\$ 200.00 to Code Account No. 1572, B, Miscellaneous Services, Division of Sewers, Bureau of Engineering
\$ 250.00 to Code Account No. 1583, B, Miscellaneous Services, Division of Streets, Bureau of Engineering
\$ 36.07 to Code Account No. 1587, F, Equipment, Division of Streets, Bureau of Engineering
\$ 100.48 to Code Account No. 1536, F, Equipment, Division of Design, Bureau of Engineering
\$11,313.45 to Code Account No. 1582, A-1, Salaries, Regular Employees, Division of Streets, Bureau of Engineering
\$ 7,000.00 to Code Account No. 1524, A-1, Salaries, Regular Employees, Division of Surveys, Bureau of Engineering
\$ 3,800.00 to Code Account No. 1531, A-1, Salaries, Regular Employees, Division of Design, Bureau of Engineering

\$28,000.00 TOTAL

Also

No. 1680.

Whereas, several of our Supply and Material Accounts are exhausted, and Whereas, some other accounts are about exhausted, and

Whereas, it will require additional money to pay Fuel and Electric current bills now due, and purchase Supplies and etc., for balance of year, and

Whereas, in several Accounts there appears balances owing to lost time. Therefore, be it

Resolved, that the City Controller shall be and he is hereby, authorized and directed to Transfer the following sums to wit:

From:

Code Account-1787, Salaries Regular Employees, Schenley Nursery	\$ 75.00
Code Account-1789, Salaries Temporary employees, Golf Grounds	65.00
Code Account-1797, Wages Regular employees, Schenley Stables	267.44
Code Account-1803, Salaries Regular employees, Schenley Conservatory	755.04
Code Account-1836, Wages Regular employees, High-Stables	429.85
Code Account-1842, Wages Regular employees, Highland Zoo	1,952.50
Code Account-1864, Wages Regular employees, Riverview Stables	323.21
Code Account-1877, Salaries, Regular Employees, Street Tree Division	94.35
Code Account-1878, Wages Temporary employees, Street Tree Division	682.00
Code Account-1883, Repairs, Westinghouse Park	500.00
Code Account-1895½, Grand Stand, Schenley park	1,670.23
	\$6,814.62

To:

Code Account-1783, Supplies, Schenley Park	\$ 150.00
Code Account-1793, Supplies, Golf Grounds	125.00
Code Account-1807, Supplies, Schenley Conservatory	1,864.62
Code Account-1816, Supplies, North Side Conservatory	200.00

Code Account-1817, Materials, North Side Conservatory	50.00
Code Account-1820, Wages, Regular Employees, Small Parks	2,000.00
Code Account-1823, Supplies Small Parks	150.00
Code Account-1831, Supplies, Highland Park	250.00
Code Account-1845, Supplies, Highland Zoo	1,675.00
Code Account-1859, Supplies Riverview Park	200.00
Code Account-1860, Materials, Riverview Park	75.00
Code Account-1873, Supplies, West Park	75.00
	\$6,814.62

Which were severally read and referred to the Committee on Finance.

Mr. Herron presented

No. 1681. Resolution authorizing and the issuing of a warrant in favor of L. J. Carroll for \$255.00, in full settlement of any and all claims for damages which he might have against the City of Pittsburgh for injuries sustained by his daughter, Marie Carroll, aged 11 years, who on August 17, 1922, stepped on a stone in the gutter at or near the corner of Devilliers street and Bedford avenue, causing her to fall and breaking her left leg between the knee and ankle, and charging to Code Account No. 42, Contingent Fund

Which was read and referred to the Committee on Finance.

Mr. Malone presented

No. 1682. Resolution authorizing and directing the City Controller to set apart and appropriate from Code Account No. 42, Contingent Fund, the sum of \$200.00 for the construction of 3-plank boardwalk and steps on Wyandotte street, from Wallace street to Outlet street, a distance of approximately 500 feet; and authorizing and directing the Director of the Department of Public Works to have said boardwalk and steps constructed.

Also

No. 1683. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Meyer Glass for \$30.07, being 50 per cent of the excess meter rate over the former flat rate on his property at 2012 Center avenue, Fifth Ward.

Also

No. 1684. Petition of Field Nurses in the Bureau of Child Welfare for an increase in salary.

Which were severally read and referred to the Committee on Finance

Also

No. 1685. Communication from Jos. Goldman, manager of the "Morris Big Five" asking permission to use the South Side Market Hall for the purpose of practicing basketball.

Also

No. 1686. Resolution approving the payment of \$2,606.01 to Booth & Flinn, Ltd., for extra work on the contract for the grading, paving and curbing of Pemberton street, from Wapello street to Wickshire street, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Also

No. 1687. An ordinance authorizing and directing the Director of the Department of Public Works to extend the repaving of Center avenue, under the terms of contract 5880, Mayor's Office File No. 300, entered into September 9, 1922, with the Thos. Cronin Co. and authorizing the setting aside of the sum of \$10,000.00 from Code Account 1590, General Repaving, Division of Streets, Bureau of Engineering, for the payment of the costs thereof.

Also

No. 1688. An Ordinance authorizing and directing the construction of a public sewer on the southerly sidewalk of Bismark street from a point about 275 feet east of Finland street, to the existing sewer on Bismark street, east of Finland street, and providing that the costs, damages and expenses of the same to be assessed against and collected from property specially benefited thereby.

Which were severally and referred to the committee on Public Works.

Also

No. 1689. An ordinance locating Murray avenue, at the width of seventy-five (\$75.00) feet, from Forbes street to Forward avenue, in the Fourteenth Ward of the City of Pittsburgh, by revising the lines thereof and including therein Murray avenue, having a width of Sixty

(60.00) feet, so that the avenue as located shall be included within the street lines as hereinafter described.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. McArdle presented

No. 1690. Resolution authorizing and directing the Mayor to execute and deliver a deed to Thomas Murphy for Lot No. 269 located on Craighead street, 18th ward, for the sum of \$450.00.

Also

No. 1691. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for laying sidewalk pavement on the northerly side of Carson street West, between Smithfield street Bridge and Point Bridge, and providing for the payment of the cost thereof.

Which were read and referred to the Committee on Finance.

Mr. Robertson presented

No. 1692. Petition for replacement of steps leading from East Ohio street to Troy Hill road, also to have steps leading from Wettach street to Prospect street, repaired.

Also

No. 1693. An Ordinance widening certain portions of North Canal street, in the 23rd Ward of the City of Pittsburgh, from a point 46.50 feet west of Madison avenue to Chestnut street, as hereinafter designated and described as portions "A", "B" and "C"; and providing that the cost, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from the properties benefited thereby.

Also

No. 1694. An Ordinance opening North Canal street, in the 23rd Ward of the City of Pittsburgh, from a point 57.31 feet east of Madison avenue to a point 125.01 feet west of Chestnut street and providing that the costs, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from the properties benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Also

No. 1695. An Ordinance providing for the making of a contract or contracts for two motor driven centrifugal pumps and appurtenances, at Lincoln Pumping Station, Contract No. 3-C.

Which was read and referred to the Committee on Filtration and Water.

The Chair presented

No. 1696. Resolution authorizing the issuing of a warrant in favor of Patrick Walsh in the sum of \$700, being the consideration in full for a lot of ground situate on the north-easterly side of Brownsville avenue, in the 18th Ward, having a frontage of 21½ feet on Brownsville avenue, and extending back for a distance of 138 feet, more or less, and charging same to Code Account No.

Also

No. 1697. Petition of employees of the Bureau of Electricity, Department of Public Safety, for an increase in salary.

Also

No. 1698. Petition of Telephone Operators to have their wages re-established at the 1921 rate.

Also

No. 1699. Petition of Police Operators, Bureau of Police, for an increase in salary.

Also

No. 1700. Petition of Wage Committee of the Bureau of Police asking for a hearing before the Budget Committee relative to an increase in salary.

Also

No. 1701. Petition of Cleaners in the Bureau of City Property, employed in the City-County building, for an increase in salary.

Also

No. 1702. Petition of E. C. Shoemaker, Inspector of Explosives, Bureau of Building Inspection, for an increase in salary.

Also

No. 1703. Petition of Assistant Florists, Bureau of Parks, for an increase in salary.

Also

No. 1704. Petition of Assistant Nurses, Bureau of Child Welfare, for an increase in salary.

Also

No. 1705. Communication from Pittsburgh Central Labor Union asking for a hearing before the Budget Committee relative to wages to be paid in 1923 to City firemen, stationary engineers and city laborers.

Also

No. 1706. Communication from the Lawrenceville Board of Trade endorsing the request of the Public Wash House and Bath Association for an appropriation of \$10,000.00.

Also

No. 1707. Communication from the Pittsburgh Council of the Churches of Christ asking Council to appropriate \$10,000 as a special fund for the use of the Department of Public Safety in detective work.

Also

No. 1708. Communication from Woman's Club of Oakland endorsing the recommendations of the Citizens Committee on City Plan relative to purchase of property for playground purposes.

Also

No. 1709. Communication from M. B. Donnelly offering property at the corner of Magee and Locust streets and running through to Vickroy street for playground purposes.

Also

No. 1710. Communication from Charles A. Finley, Director, Department of Public Works, relative to the condition of the Crucible street bridge, and submitting an estimate of the cost for repairing same.

Which were severally read and referred to the Committee on Finance.

Also

No. 1711. Communication from the Oakland Board of Trade endorsing the petition of the Greenfield Board of Trade for the grading, paving and curbing of Swineburne street.

Also

No. 1712. Communication from T. C. Ley relative to the grading, paving and curbing of Kelvin street, 20th Ward.

Which were read and referred to the Committee on Public Works.

Also

No. 1713. Communication from Miss Katharine C. Shields complaining of traffic rules in effect on Oliver avenue.

Also

No. 1714. Petition of business people complaining of traffic rules in effect on Oliver avenue.

Which were read and referred to the Committee on Public Safety.

Also

No. 1715.

October 27, 1922.

President and Members of Council,
City of Pittsburgh.

Gentlemen:—

Referring to Council Bill No. 1668, Resolution requesting an estimate for the repaving of East Carson street, from South 24th street to the City Line, I attach hereto copy of report on same from Mr. Tom M. Reed, Assistant Chief Engineer, Bureau of Engineering.

Yours very truly,

CHAS. A. FINLEY,

Director.

October 25th, 1922

Council Bill 1668

CARSON STREET EAST REPAVING

Mr. C. A. Finley,

Director, Department of Public Works.

Dear Sir:

I return to you letter of October 24th, from City Clerk E. J. Martin, relative to a resolution read at a meeting of council, held October 23, 1922, requesting the Director of the Department of Public Works to submit to Council an estimate for the repaving of East Carson street, from South 24th street to the City line, together with the following report:

Carson Street East, from South 17th street to South 27th street is 80 feet in width, having a 48-foot roadway. From South 27th street to the city line, the street is 50 feet in width, with a 30 foot roadway. There is a double car track system for the entire length of the street. The street is paved with wood block as far east as South 24th street, and with blockstone on a gravel base from 24th street to the city line.

The budget for the year 1923, in the Repaving Schedule, contains an item of \$62,000.00 for repaving Carson street East, from 24th street to the city line, on the basis of widening the roadway from 27th street eastwardly

to the city line, from its present width of 30 feet to a width of 32 feet. The estimate is based on an asphalt pavement with 8" concrete base.

Yours truly,

TOM M. REED,

Assistant Chief Engineer.

Which was read and referred to the Committee on Public Works.

Also

No. 1716.

City of Pittsburgh, Penna.,

October 27, 1922.

To the City Council:

I return herewith Bill No. 242, providing for the appointment of six (6) captains in the Bureau of Police, without approval, for the reason that it was passed under a misapprehension. I favored the passage of the bill under the impression that six lieutenants would be promoted into the new positions and the total number of lieutenants correspondingly reduced. The Department of Public Safety does not agree with me in this policy and I prefer to follow their judgment rather than to insist upon my own viewpoint. One or more of the members of Council voted in favor of the measure with the same thought in mind which I had. For these reasons the same is returned to you for further consideration.

Respectfully submitted,

W. A. MAGEE,

Mayor.

Which was read, received and filed.

Also

Bill No. 242. An Ordinance entitled, "An Ordinance providing for the appointment of six captains in the Bureau of Police, Department of Public Safety, and fixing the salary therefor."

In Council, October 16, 1922, Bill called up and as read a second time agreed to, bill read a third time and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

Mr. Herron arose and said:

Mr. President, I vote to make this bill a law notwithstanding the objections of the Mayor, for the reason that I approve this bill on the

recommendation of the Department of Public Safety, because I think that is a good reason for having these positions. The Mayor's argument does not influence me in changing my views on this subject.

Mr. McArdle arose and said:

Mr. President, I vote to sustain the Mayor's veto for the reason that independent of what either the Mayor or the Director thought or said about the matter it is my judgment what the Mayor said expected to happen would happen; that is, the total number of employees in the Bureau of Police would not be increased ultimately by the passage of this bill, and I expect if this is passed they would allow until the end of the fiscal year a certain number of vacancies equal to these, to remain among the lieutenants. Now, if they are unable to get together upon what is the best thing to do for the welfare of the Department of Public Safety I am willing to allow them the time which will elapse between now and the time a new salary bill is passed to harmonize their views and express it to us as they will have opportunity to do during our consideration of the budget, and leave the situation in the Police Department, as the lawyers would say, Status Quo.

And the question recurring, "Shall the bill become a law notwithstanding the objection of the Mayor."

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English

Herron

Noes—Messrs.

Anderson

McArdle

Borland

Robertson

Garland

Winters (Pres.)

Malone

Ayes—2.

Noes—7.

And there not being two-thirds of the votes of council in the affirmative, the objections of the Mayor were sustained.

UNFINISHED BUSINESS.

Bill No. 1271. Resolution authorizing the issuing of a warrant in favor of Adam Bieber for the sum of \$125.00, in full for all claims for damages to his automobile which was

damaged by City Fire Truck running into it at the corner of Aiken avenue and Liberty avenue, and charging same to Appropriation No. 42, Contingent Fund.

In Council, October 23, 1922, Rule suspended, read three times and failed to pass finally for want of a two-thirds vote.

Which was read.

And on the question, "Shall the resolution pass finally?"

The ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson

Herron

Borland

Malone

English

Winters (Pres.)

Noes—Messrs.

Garland

Robertson

McArdle

Ayes—6.

Noes—3.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 1717. Report of the Committee on Finance for October 25, 1922, transmitting an ordinance and sundry resolutions to council.

Which was read, received and filed.

Also

Bill No. 1447. An Ordinance entitled, "An Ordinance authorizing the purchase from Josephine Y. Breeze of a certain tract or piece of land situate in the 17th Ward of the City of Pittsburgh for the sum of Fifteen Thousand (\$15,000.00) Dollars and making appropriation therefor."

In Finance Committee, October 24, 1922, read and amended in the preamble and in Section 1 as shown in red and in the title by striking out the words "Fifteen Thousand (\$15,000.00)" and by inserting in lieu thereof the words "Ten Thousand (\$10,000.00)", and as amended ordered returned to council with an affirmative recommendation, contingent on report of Clerk of Finance Committee.

Which was read.

Also

No. 1718.

City of Pittsburgh, Penna.,

October 28, 1922.

Department of City Controller.

To the President and
Members of Council.

Gentlemen:

In the matter of Council Bill No. 1447, "An Ordinance authorizing the purchase from Josephine Y. Breeze of a certain tract or piece of land situate in the 17th Ward of the City of Pittsburgh for the sum of \$10,000.00 and making appropriation therefor," I beg to advise that the delinquent taxes charged against said property amount to \$1,094.28 as follows:

1916	\$122.76
1917	115.50
1918	138.60
1919	146.52
1920	174.90
1921	188.10
1922	207.90

The above is the amount of taxes without charge of penalty, interest or lien costs. The City is asked to assume and exonerate the said taxes, etc., in addition to the payment of \$10,000.00. Also, attached please find report from Mr. Charles A. Finley, Director of Department of Public Works.

Very truly yours,

CHAS. F. WEIBLE,

Clerk of Finance Committee.

City of Pittsburgh, Penna.,

October 28, 1922.

Department of Public Works

Finance Committee,

City Council.

Gentlemen:

In compliance with your request of recent date for certain information in regard to the property of Josephine Y. Breeze (known as the Yard property) situate in the 17th Ward, attached hereto, please find copy of report on same from the Superintendent of the Bureau of Recreation.

Yours very truly,

CHAS. A. FINLEY,
Director.

October 27, 1922.

Mr. Charles A. Finley, Director,
Department of Public Works.

Dear Sir:

The answer to the request from Finance Committee of Council, regarding the property of Josephine Y. Breeze (known as the Yard property) situated in the 17th Ward is:

The records of this office show that the City conducted a playground on a comparatively small piece of property on St. Paul street, Mt. Washington, in the 17th Ward, belonging to E. M. Yard, in the Summer of 1918.

In the files there are no records of any agreement between the Bureau of Recreation and the owner of this property, nor can we, in any way, get information on this point.

The records of the Assessor's office shown that the taxes were not exempt on the Josephine Y. Breeze holdings in the 17th Ward.

Very truly yours,

(Signed) Margaret Stewart Gray,
Superintendent.

Which was read, received and filed.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1151. Resolution authorizing and directing the Mayor to execute and deliver a deed to Patrick Wall and Catherine Wall, his wife, upon the payment of the sum of \$161.92 (being amount of sewer lien with costs under which the property was bought at Sheriff's sale by the City) for property formerly owned by James P. Wall, deceased, son of the above named Patrick and Catherine M. Wall, located on the east side of Brighton road.

In Finance Committee, October 24, 1922. Read and amended by striking out "\$161.92" and by inserting in lieu thereof "\$728.58", and as amended ordered returned to council with an affirmative recommendation, contingent on report of approval by the City Solicitor.

Which was read.

Also

No. 1719.

City of Pittsburgh, Penna.,

October 27, 1922.

Department of Law.

President and Members
of Council.

Gentlemen:

Bill No. 116, being a Resolution authorizing the execution and delivery of a deed to Patrick Wall and Catherine M. Wall for the property described in said Resolution, upon payment of the sum of \$161.92 (being the amount of sewer lien, with costs, under which the property was bought at Sheriff's sale by the City), has been referred to the Law Department for a report, and we submit the following:

Under date of August 7, 1922, a report upon this Bill was made to the Finance Committee of Council in which it was our opinion that the Resolution as submitted should be disapproved.

From a copy of a communication to the Finance Committee of Council, dated October 6, 1922, signed by Henry Moorhead, Esq., representing Patrick Wall and Catherine M. Wall, it appears that a new offer of \$728.58 has been made for the two lots in question, this sum being made up of the sewer claim, debt, interest and costs, cost of deed, and taxes from 1899 to 1922, both inclusive, with the request that the Resolution be approved with this amendment as to price.

In view of the fact that the Chief Assessor has placed a value of \$1,000 upon this property, and the further fact that the persons who now seek to acquire title are the parents of James P. Wall, deceased, who was the owner of same when taken over by the City, it is our opinion that the proposition of \$728.58 is fair and equitable, and that the resolution should be amended to that the price read \$728.58 instead of \$161.92, and after such amendment it should receive favorable action by Council.

Yours truly,

RICHARD W. MARTIN,

City Solicitor.

Which was read, received and filed.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also, with an affirmative recommendation

Bill No. 1489. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot No. 90 in Alta Land Company Plan, located on corner of Sycamore and Sweetbriar streets, 19th Ward, to Harry S. Kemege for the sum of \$250.00.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1520. Resolution authorizing and directing the City Controller to transfer the sum of \$10,000.00 to Code Account No. 1582, Salaries, Division of Streets, Bureau of Engineering, from the following code accounts:

No. 1777, Miscellaneous Services, Bureau of Parks.....	\$ 7,500.00
No. 1732, Salaries, Bureau of Water	2,500.00
	\$10,000.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1618. Resolution authorizing and directing the City Controller to transfer the following amounts in the Bureau of Recreation:

From

Code Account No. 1905, Sal. Reg. Emp.	\$3,080.25
Code Account No. 1913, Washington, Sal. Reg. Emp.....	305.90
Code Account No. 1915, Lawrence, Sal. Reg. Emp.....	387.27
Code Account No. 1916, War- rington, Sal. Reg. Emp.....	1,153.00
Code Account No. 1917, West Penn, Sal. Reg. Emp.....	876.67
Code Account No. 1919, Lewis, Sal. Reg. Emp.....	664.75
Code Account No. 1921, Brush- ton Pl., Wages, Temp. Emp.	20.10
Code Account No. 1925, Schen- ley Pl., Wages, Temp. Emp.	7.00
Code Account No. 1926, Sum- mer plygr. Wages, Temp. Emp.	261.60

Total\$6,756.54
To

Code Account No. 1906, Wages, Temp. Emp.	\$3,187.39
Code Account No. 1907, Miscel- laneous Services	1,000.00
Code Account No. 1909, Mater- ials	750.00
Code Account No. 1910, Re- pairs	750.00
Code Account No. 1911, Equip- ment and Machinery.....	500.30
Code Account No. 1920, Brush- ton-Schenley-Home- wood Pls, Sal. Reg. Emp.....	110.00
Code Account No. 1922, Ormsby Pl., Wages Temp. Emp.....	189.55
Code Account No. 1923, Law- rence Pl., Wages Temp. Emp.	269.30

Total\$6,756.54

Which was read

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.
 Anderson
 Borland
 English
 Garland
 Herron
 Malone
 McArdle
 Robertson
 Winters (Pres.)

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1633.

WHEREAS, the City of Pittsburgh is indebted to the Duquesne Light Company, the Equitable Gas Company, the Allegheny Heating Company, the Manufacturers Light & Heat Company, The Peoples Nat. Gas Company and the Allegheny County Steam Heat Company in the amount of approximately \$21,000 for gas, electric current and steam heat furnished to September 30, 1922, and no funds are available in the appropriations chargeable, and

WHEREAS, the estimated cost of this service for the balance of the fiscal year, together with street lighting on the North Side will amount to approximately \$75,000, for which no funds are available in the appropriations properly chargeable, therefore be it

RESOLVED, That the City Controller shall be and he is hereby authorized and directed to transfer the funds required for the payment for this service, which sums as designated shall be and are hereby set apart and appropriated as reserves on the various contracts for such service, for the payment of obligations now existing or to accrue during the balance of the fiscal year, as follows:

From Appropriation 1316,	
Salaries regular employees,	
Mayview City Home and	
Hospitals	\$ 5,000.00
From Appropriation 1444,	
Salaries regular employees,	
Bureau of Police	65,000.00
From Appropriation 1461,	
Salaries regular employees,	
Bureau of Fire	30,000.00
	\$100,000.00
To Appropriation 1430, Sup-	
plies, General Office De-	
partment of Public Safety \$	50.00
To Appropriation 1449, Sup-	
plies, Bureau of Police.....	2,500.00

To Appropriation 1464, Sup-	
plies Bureau of Fire	20,000.00
To Appropriation 1544, Sup-	
plies Division of Bridges,	
Bureau of Engineering	35.00
To Appropriation 1614, Sup-	
plies, Division of Stables	
and Yards, Bureau of	
Highways and Sewers.....	250.00
To Appropriation 1671, Sup-	
plies, City-County Build-	
ing, Bureau of City Prop-	
erty	20,000.00
To Appropriation 1677, Sup-	
plies North Side Mu-	
nicipal Hall, Bureau of	
City Property	500.00
To Appropriation 1683, Sup-	
plies, Diamond Market,	
Bureau of City Property....	8,000.00
To Appropriation 1693, Sup-	
plies North Side Market,	
Bureau of City Property	815.00
To Appropriation 1707, Sup-	
plies South Side Market,	
Bureau of City Property	150.00
To Appropriation 1716, Sup-	
plies Wharves and Land-	
ings, Bureau of City	
Property	10.00
To Appropriation 1763, Sup-	
plies Distribution Division,	
Bureau of Water	250.00
To Appropriation 1722, Mis-	
cellaneous Services, Bureau	
of Light	46,350.00
To Appropriation 1783, Sup-	
plies Schenley Park, Bu-	
reau of Parks	40.00
To Appropriation 1793, Sup-	
plies Golf Grounds,	
Bureau of Parks	50.00
To Appropriations 1816, Sup-	
plies North Side Conserv-	
atory, Bureau of Parks....	2,000.00
	\$100,000.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1634. Resolution authorizing and directing the City Controller to transfer the sum of \$1,500.00 from Code Account No. 1745, Water Filtration Division, Wages, Temporary Employees, to Code Account No. 42-11, Contingent Fund, to be used to correct unsatisfactory drainage conditions in the vicinity of Warrington avenue and West Liberty avenue.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1637. Resolution authorizing and directing the City Controller to transfer \$2,250.00 from Code Account 1316, Salaries Regular Employees, Pittsburgh City Home, to Code 1301, Salaries, Regular Employees, General Office, Department of Charities.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 1720. Report of the Committee on Public Works for October 24, 1922, transmitting an ordinance and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1630. An Ordinance entitled, 'An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of relief sewers on Wilkins avenue, South Dallas avenue, Reynolds street, South Homewood avenue, and private property of H. C. Frick, from the existing sewer at a point about 20 ft. west of Worth street to the existing sewer on private property of H. C. Frick, at a point about 50 ft. east of South Homewood avenue, and authorizing the setting aside of the sum of Eighty Thousand (\$80,000.00) Dollars from the proceeds of Bond Fund, Appropriation No. 236, 'Sewer Bonds 1922' for the payment of the cost thereof.'

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1631. Resolution authorizing the issuing of a warrant in favor of A. R. Van Horn for the sum of \$100.00 for extra work done on contract for minor structural repairs to South Twelfth street Bridge, and charging the same to Code Account No. 1547-E, Contract No. 1335, on file in City Controller's office.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Mr. Borland presented

No. 1721. Report of the Committee on Public Service and Surveys for October 24, 1922, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1621. An Ordinance entitled, "An Ordinance vacating Etna street, in the Second Ward of the City of Pittsburgh, from Thirteenth street to a point 222 feet eastwardly therefrom."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

(Mr. Anderson voting Noe.)

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Noes—Messrs.

Anderson	Malone
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Ayes—7.

Noes—2.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1622. An Ordinance entitled, "An Ordinance establishing the grade of Snow way, from Vilsack street to the northerly property line of L. Vilsack Plan of Lots."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1623. Ordinance entitled, "An Ordinance granting unto the P. H. Butler Co., its successors and assigns, the right to construct, maintain and use four feet of Pike street, Colville street (formerly Columbia street), and Mulberry way around the proposed building of the P. H. Butler Co., for the purpose of extending foundation piers four feet from building line to a depth of thirteen feet below the grade of the street, Second Ward, Pittsburgh, Pa."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1624. An Ordinance entitled, "An Ordinance granting unto the Fairmount Creamery Company, its successors and assigns, the right to construct, maintain and use switch track on and across Smallman street, located between 24th and 25th streets connecting with the industrial track of the Pennsylvania Railroad Company, Second Ward, Pittsburgh, Pa."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1654. An Ordinance entitled, "An Ordinance establishing the opening grades on Cordell avenue, Faucet way, Foley street, Grise way, Krakow way and Pluso street, and fixing the width and position of the roadway, and providing for slopes, parking, etc. of Grise way, as laid out and proposed to be dedicated as legally opened highways by Charles J. Poe in a plan of lots of his property in the 16th Ward of the City of Pittsburgh, named 'Arlington Heights Plan of Lots.'"

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 540. An Ordinance entitled, "An Ordinance granting unto the South West Pennsylvania Pipe Lines, its successors and assigns, the right to construct, maintain and use a 2" pipe line for the transportation of crude oil from Carl Swartz's property, 28th Ward, to the P. C. C. & St. L. R. R. (Corliss Yard) 20th Ward, said pipe line to run from the northern side of Chartiers avenue under and across Chartiers avenue to Oliffe street to Fairmount avenue to Sylvania avenue to Unnamed alley to private property and across Woodland boulevard to said Carl Swartz's property, an approximate distance of 2165', Pittsburgh, Pa."

In Public Service and Surveys Committee, October 24, 1922, read and amended in Section 7, as shown in red and as amended, ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Borland moved

That the amendment of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1516. An Ordinance entitled, "An Ordinance changing the name of Hutton avenue, between Hillsboro street and Sherwood avenue, to 'Sheraden boulevard.'"

In Public Service and Surveys Committee, October 24, 1922, read and amended in Section 1, as shown in red and in the title by adding the words "and Harvey street, between Ridge avenue (City Line) and Glendon street, to 'Oakwood road'", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Borland moved

That the amendments of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. McArdle presented

No. 1722. Report of the Committee on Charities and Correction for October 24, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1635. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts

for the furnishing of one double acting plunger pump and one wall machine for the Pittsburgh City Home and Hospital."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. English presented

No. 1723. Report of the Committee on Health and Sanitation for October 24, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1626. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for new copper gutters, etc., on the main roof of Wards "D" and "E" and Power Plant at Municipal Hospital Bedford avenue and Francis st., Pittsburgh, Pa."

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

The Chair presented

No. 1724.

Philadelphia Company.

Pittsburgh, Pa., October 30, 1922

Pittsburgh Railways Company

Re-Organization

Honorable Daniel Winters,

President City Council,

City of Pittsburgh,

Pittsburgh, Pa.

Dear Sir:

To confirm mutual and unanimous understanding between the Mayor and Council at a conference on October 23, 1922, in connection with the plan for financing \$5,000,000 as presented by the Railways Company, and which is acceptable to the Mayor and City Council, it is proposed and agreed by the Philadelphia Company, that in issuing of the \$2,000,000 Pittsburgh Railways Four Year 6 per cent. Gold Notes, which will carry a provision for annual sinking fund payment of \$500,000, it will advance for the purpose of this annual sinking fund, out of its share of the annual return to capital (as a fixed charge, mentioned in the contract of \$3,750,000) to retire the above mentioned notes within the specified time.

It is further proposed and agreed that the Philadelphia Company will take the New First Lien and Refunding Bonds of the New Railways Company in exchange for this indebtedness, par for par.

It is mutually understood and agreed that the Philadelphia Company as sole stockholder of the Pittsburgh Railways Company, and as it will be in the same relation with the

New Company, will lend its aid, as far as possible, to help the Railways Company effect a reorganization as contemplated in the contract, at the earliest possible date.

It was the impression of the writer and seemed to be of all those present, that it would require the earnest cooperation of the Mayor, City Council, City's Legal Department, as well as the officers of the Railways Company and the Philadelphia Company, to help bring about an early termination of the receivership, and the rehabilitation of the railways.

Yours very truly,

A. W. THOMPSON

P. S. Am advising his Honor,
the Mayor.

Also

No. 1725.

Pittsburgh Railways Company,
Pittsburgh, Pa., October 30, 1922.
Pittsburgh Railways Company

Re-organization

Honorable Daniel Winters,
President City Council,
City of Pittsburgh,
Pittsburgh, Pa.

Dear Sir:

For the purpose of confirming the agreement reached between yourself and Council and representatives of the Railways Company and the Philadelphia Company, the Railways Company has made arrangements to finance for \$5,000,000, as provided for in paragraph 4 of the agreement between the Railways and the City, entered into on December 20, 1921, all of which, except as to discounts, will be applied to betterments, improvements and rehabilitation of the Pittsburgh Railways System, subject of course to the approval of the Conference Traction Board as provided for in the contract, except as herein definitely stipulated.

In carrying out this financing, the Railways Company proposed to raise \$3,000,000 of the \$5,000,000 involved by the financing of \$3,000,000 6% 15-year Car Trust Certificates for the purchase of new cars. That there is to be issued on account of said cars, Car Trust in the amount of \$2,400,000, which will be payable in 15 years out of sinking funds established, such sinking funds increasing the \$3,750,000 of fixed charge by \$160,000, annual sinking fund to come out of earnings.

The remainder of the \$5,000,000 to be financed by the Company through the issuance of \$2,000,000 6% 4-year notes, which notes will carry a sinking fund provision calling for an annual payment of \$500,000.

It is proposed that the foregoing securities would bear a rate of interest not exceeding 6% and will be marketed upon the most advantageous terms possible.

It is mutually understood and agreed that proper steps will be taken at the earliest possible date to effect a reorganization of the Pittsburgh Railways Company as contemplated in the contract.

Yours very truly,

A. W. THOMPSON.

P. S. Am advising His Honor, the
Mayor.

Which were read and referred to
the Committee on Finance.

Mr. Garland moved

That a copy of each of these
communications be sent to Mr. C. K.
Robinson, Special Ass't City Solicitor.

Which motion prevailed.

Mr. English arose and said

Mr. President: I rise to a question of personal privilege for the purpose of placing in the record of Council a few remarks which I think should be recorded and which can not be later misinterpreted by designing or malicious politicians for factional advantage. The argument over the minutes last week is liable to mislead the public into thinking that I had deliberately tried to change the minutes of Council for my personal benefit.

I was also charged with cant and hypocrisy because of the change that the printed statement differed materially from what was said to be a stenographic report of everything I said on Monday, October 16, when I voted against the Ordinance to pay the employees of the Division of Investigation.

I did not reply to the accuser last week because I grant him or any other member the right to say what he pleases in Council provided the remarks are not offensive. I realized that having been prevented from discussing the ordinance during its passage by his personal interest, it was natural for him to take a verbal shot at me consequently. I did not regard the matter very seriously.

Unfortunately for all of us the newspapers overlooked the point of informing their readers that it has always been the custom for each member of Council to edit the typed statement of his own remarks before the clerk sends copy to the printer. Every member of Council has an opportunity of cutting down or changing his own statement but has not interfered with any other. There is a certain routine of committee reports, roll calls, etc., which are common to all and every member has an opportunity to vote on the minutes before same are finally adopted. With the exception of one meeting last year when Mr. Winters changed an important matter at the request of Mr. Oliver I do not recall any question being raised that the editing of ones own remarks was ever construed or misconstrued as an attempt to change the minutes of Council since I have been a member of City Council. It was not published that the printed record submitted as minutes, do not become the minutes until approved by majority vote of Council. As a matter of fact we have never attempted to keep a verbatim report of everything that is said and done in Council. Every member of Council knows this; all the newspaper men know this, but the general public does not know it.

If the action of Council in voting to print as my remarks the statement furnished by the gentleman who raised the question means that every word of every member is to be put in the minutes. I for one am satisfied to abide by that decision. However, if it is the intention to pass up and not record a lot of stuff at the whim and caprice of any one, whether it be the City Clerks, stenographer, President, or any member of Council, I must ask for a definite ruling and understanding.

Mr. President, as a matter of fact, the minutes which have been presented for our approval now do not show the complete record of last week. I cannot find the exchange of words between the President and myself in the matter of the President's ruling that when a member is not in his seat at rollcall he will not be recorded as voting. It surely would not be fair to me to accuse the President of Council for attempting to fix the minutes and I will not do so. I merely call attention to this for the purpose of showing that there are a lot of things said in Council which are not considered a part of the minutes for record. This was not submitted

to me to find out whether it should be cut out or not, but it was submitted to some one to cut it out. I merely call attention to this for the purpose of illustrating that the report which the clerk makes to us as the minutes are not a verbatim report of the proceedings, and that many changes occur before the Council finally adopts the minutes as such.

I am only one member of this Council of nine and I do not ask for any special privileges, but I do insist on all receiving the same treatment.

As far as any material change or fundamental difference between the printed statement which was submitted for Council to approve as the minutes of the meeting of October 16, I assure the members of Council that I failed to see any. In addition to my own observation on this point, I had the word of the gentleman who made the motion to substitute another's statement of my remarks, for the printed copy, that he did not see any fundamental difference.

When he made the motion to substitute I thought it was a sincere motion based on what he had just said to me that there was no fundamental difference, and the thought of charging him with cant, hypocrisy, cheating, skullduggery deceit and lying never entered my mind. In fact, I construed the vote of the Council, including the President's reply to me, that no member had in mind any ulterior motive on my part in editing my remarks or that I had deliberately tried to fool either the other members of Council or the public. Even now I feel that the members of Council had no intention by their votes to give the public an impression that I had committed a grievous wrong or attempted to take advantage of any one, because they all know now, as they did last week, that it has been the custom of this Council to permit each member to be judge of what was to be recorded as the remarks of that member. Any other construction is a rebuke to the Councils of Pittsburgh, present and past. I repeat what I said last week that I had no intention of evading or doging any responsibility for anything I said October 16, 1922, or on any other occasion in this Council. Never in my remarks in Council have I deliberately or intentionally said anything to personally offend any person, either members of Council, city officials or any others and I do not mean to offend to day.

However, when I find the mover of the motion to correct the minutes extending congratulations on the success of making English "back up." I do not know whether to call it cant hypocrisy or something not in the dictionary. I am sorry that such petty actions have entered Council, but for my part it is my aim as a councilman is to serve the people of Pittsburgh. I have not stooped to petty snubbing, or humiliating situations which engender personal animosities, and I do not intend to lower myself to the level of the common street brawler. I have never entered into any attempts to get even with anybody, nor have I tried to make any member of Council back up at any time.

I believe every Councilman has the right to speak and vote as he pleases as long as he does not become personally offensive to his colleagues and I hope every member will feel as I do on this matter, otherwise the Council collectively and individually will sink into the discard, unwept, unhonored and unsung.

As to the cant and hypocrisy charge I will not dignify it by an answer.

In spite of the fact that I have associated with my accuser on many occasions, politically and socially, I have no hesitancy in saying that I think he has profited more by his associations and affiliations with me than I have profited by association and affiliation with him. At least I have no personal knowledge that my efforts to help him in political campaigns, or our efforts to pass constructive ordinances, make salary and appropriation ordinances, my vote which was needed to continue the Division of Investigation on two or three occasions, also to pass the appropriation ordinance over the veto of the Mayor or \$14,000.00 life insurance policy were ever called cant and hypocrisy by my accuser or any of his friends. I would be sorry to think that he has been two-faced with me all the years back and as a matter of fact, I do not think so.

I am inclined to think that the two verdicts in the cases, the approval of the payment ordinance by Council and the Mayor and, perhaps, receipt of the money, has caused a cog to slip.

However, I do not intend to back up or shift my firm convictions when I think I am right and just as a mat-

ter of record in case the threat of last week to use my remarks of October 16th, 1922, on some future occasion is attempted by any one, I will briefly run over a few of the things which might help some one in the future.

Mr. President, the complete record of the history of the Division of Investigation will show that from the very beginning when I proposed it in 1918, I have supported it constantly, while others who profited by it never were for it at all and only used it as a part of refuge when in trouble.

Only when it became, in my opinion, a political whip, did I withdraw my support of those who were abusing the purpose for which I asked its creation.

Mr. President, I have no hesitancy in saying that under the rules of our Court proceedings, in the two trials affecting the Division of Investigation, none of the real facts and truths were brought to the attention of either the Court or the public.

I accept full responsibility for this statement and base it on the following facts all of which are matters of record and easily obtained by any person seeking the truth, the whole truth and nothing but the truth.

Look at the Municipal Record of March 11, 1918, page 177, and see who voted for and against the creation of this Division of Investigation. Look at the record for March 18, 1918, page 190, and see who voted to create the division, notwithstanding the veto of the Mayor.

Look at Municipal Record of February 25, 1918, Page 146, and see who voted for and against passing the appropriation for it over the veto of the Mayor.

Look at the Municipal Record of March 18, 1918, Page 202-3-4-5 and see who voted for and against selecting the investigators and what they said at that time.

Look at the Municipal Record of January 3, 1921, Page 5 to 19, and see who voted for and against the vetoed appropriation for this Division and what was said by each at that time.

Then look at the following array of information which could not be presented at the two trials.

That all city positions other than elective positions are for one year only.

That an amendment to the Salary bill of 1920 was passed by Council for the year 1921, which did not give the Mayor an opportunity to pass on the complete Salary Bill as such.

That the Council was never advised that the employees of the Division had attempted to collect the first two week's salary for 1921 at the time of the attempt.

That the City Clerk who made the appointments never officially notified the employees of the Division that the appropriation had not been passed over the veto of the Mayor and therefore they need not expect him to sign any more warrants for their pay for 1921.

That Council was never informed that some one had drawn a payroll warrant and presented it to the Controller and were advised by him that as there was no appropriation the Controller could not countersign the warrant for payment.

That the Council was never told by the City Solicitor about the first case or advised that the case was on trial until it was over.

That the City Solicitor's answer in the first case, attempting to justify the refusal for payment on the ground that Council had no power to create the Division of Investigation was diametrically opposed to the views of practically every member of Council, including those who voted to sustain the Mayor's veto of the appropriation, as well as those who voted to override the veto for the 1921 appropriation. Further that had the Council been advised of this position by the City Solicitor, that Council had no power to create the Division such action by the City Solicitor could have been repudiated by Council.

That no opportunity was given to show that the chief of the Division was fully acquainted with the customs and practice of the city in the matter of vetoes, appropriations abolishing and creating of positions, etc., and that he had personal knowledge of the failure of the appropriation.

That the question of overriding the veto of the Mayor or the appropriation was not even considered and instead the matter actually considered was whether or not the ordinance creating the Division of Investigation was repealed.

That no opportunity was given to show that every ordinance creating positions is merged into the annual salary bill and annual appropriation bill in the next year following the passage of such creation ordinance, otherwise the same Code number written in the creating ordinance would have to appear in the annual appropriation bill for the following year.

No opportunity was given to show that the changes of the appropriation Code number every year since the creation of the Division in 1918 is proof that the existence of the Division does depend on the passage of the appropriation bill.

No opportunity was given to show that mere creation of a position by the passage of a creating ordinance alone is not enough to give the backing of a Court decision to compel payment of City money to any person who makes a claim for salary when there was no legal appropriation for such salary.

No opportunity was given to show that creation ordinance was of no effect unless it carried the appropriation clause.

No opportunity was given to show City records, particularly the appropriation for Public Works Inspectors when the former rate at an annual salary was changed to a daily wage without any reference to the number of Inspectors or to show the names of the Councilmen who voted for this change. This being another proof that the appropriation ordinance does govern City employment and that positions created by ordinance of Council are for one year only.

No opportunity was given to show that there are no preferred classes of City employees whose positions are established by ordinance of Council, as for example—Laborers in the Bureau of Highways and Sewers, who are discharged when the appropriation is exhausted or not provided.

No opportunity was given to show that if the Mayor's veto of an appropriation bill has no effect. A majority of Council can load a City payroll to a burdensome degree with no protection to the taxpayer as long as the decisions in these cases are accepted as final.

No opportunity was given to show by testimony of Controller, Councilmen, Clerks or others, anything what-

soever relating to the adopted and accepted practice of the City for years and years in the matter of creation and continuance of positions on the City payroll.

Mr. President, every member of this present Council, and councilmen and Mayors of past years, know full well and the thousands of City employees all know that the employment of every City employee runs from year to year and depends absolutely on the passage of the annual appropriation ordinance. I refer, of course, to positions established by ordinance of Council and not to elected officials, whose status is fixed by the Legislature.

It is common knowledge that the law requires a majority of Council (five at present) and the approval of the Mayor to pass any ordinance and if the Mayor does not approve, but vetoes a bill, it requires a two-thirds vote of Council (six at present) to override a veto to make any ordinance a law, notwithstanding the veto of the Mayor.

In the matter of appropriation bills the Mayor has been given broad powers by the Act of the Legislature which reads as follows:

"The Mayor may disapprove any item or items (or part, or parts of the same) of any bill making appropriations and the part or parts of the bill approved shall be the law; and the part or parts disapproved shall be void unless repassed according to the rules and limitations prescribed above for the passage of resolutions and ordinances over the Mayor's veto." As I have just stated it requires a two-thirds vote of Council or six votes to pass an ordinance over the veto of the Mayor.

I have no quarrel with any person connected with this matter and I have no intention to show any disrespect to the law or to the Judges of our Courts or the attorneys concerned.

However, I am not satisfied with any Rules of Procedure or Jurisprudence which decides a case of this kind when only one side is heard, and the facts on the other side cannot be admitted. To my mind this is the kind of thing which prompted the splendid speech of former Vice-President Marshall at Syria Mosque on Friday, October 27th, 1922, at the 75th anniversary of No. 1 Commandery Knights Templar, when he said that our democracy and our republic would have to justify its existence.

The question involved in this matter, namely whether the Mayor's veto can be overridden in any manner other than that prescribed by law has not been settled; it is only sidetracked for a time; like Banquo's ghost, it will appear sooner or later. Perhaps I may seem to some biased factionalists as the one stubborn juror but time will roll on with or without the members of this Council and who knows what a day or an hour may bring forth.

Mr. McArdle arose and said:

Mr. President, I only want to pay but passing attention to the remarks which have just been delivered to us before I proceed to what I regard as a more important matter. I only want to freshen the minds of the members of Council with relation to the claims that have just been made regarding the prerequisite of an appropriation to make the payment of money to a city employe legal, or to make that employe's claim a legal one, laying aside any question as to whether it is a just one.

The members of Council will remember that it failed to make an appropriation for a certain number of employees that it had provided in its salary ordinance at the Exposition Building. No appropriation was made for them at that time, the positions were continued and the men continued in their service for something like a month to my knowledge, and were subsequently paid by the Council passing a resolution. That is sometime ago. Within the past two or three weeks Council passed a bill setting up money to pay for services in the Bureau of Engineering where there was no longer an appropriation to pay for those services but where the employees had continued to serve the city according to information furnished me individually and to the committee, I believe, collectively, for a period approaching two months; and these bills were paid, of course, as they rightly should have been paid. I think that no one who professes to have even a passing knowledge of municipal governmental laws and regulations, coupled with just an ordinary sense of honesty, will make any claim that by any process the men who rendered that service could have been deprived of their compensation.

Now, I want to go back to the affair of two weeks ago, and as I present this matter I only ask, gentlemen of Council, that it be taken into

mind when thought is given to what we have just listened to. Mr. English in his speech used these words, "I regret to inform you, Mr. President, that I have had an opportunity of appearing in the second case, being a witness to the entire proceedings, which last a half day and a few hours of the next day, and I regret exceedingly that not a single bit of

fact was brought out touching the point which is at issue in this case and which concerns the payment of money from the City Treasury, and that fact is that not one word was uttered regarding the vetoes—not a bit of testimony was even allowed to be taken—not even a bit of testimony was allowed to be taken, to show that the right course of procedure had not been followed in this case, which had been followed hundreds of times in my own limited experience as a member of Council." I want to quote from the stenographic record of this case as it has been filed in the office of the Prothonotary as a part of the records of this case. I want to begin with the testimony of Mr. Martin, the City Clerk, at this time, a witness called to the stand by the defendant's attorney, Mr. Martin, representing the City of Pittsburgh.

Question by Mr. Martin: "Mr. Martin, I show you a certified copy, marked Exhibit A, or part of Ordinance No. 473 which was enacted into a law on the fourth day of December, 1920, and ask you if that is a copy of that portion of the appropriation bill or budget bill for the year 1921 that contains appropriations made for the Bureau of Division of Investigation?"

A. It is.

Q. In order to explain this in red lines on the fourth page, I will ask you whether when the bill was originally passed it was passed with the words and figures in which appear on the fourth page and the head of the fifth page under the title "Division of Investigation"?

A. They did.

Q. And to save printing I believe after the Mayor had vetoed these items you struck them out in red. Is that correct?

A. Correct.

Q. I show you, Mr. Martin, Exhibit B and call your attention to a page marked No. 669 and 670 and ask you whether that certified copy of the record shows the veto by Mr. Babcock, then Mayor of the City of Pittsburgh, of the items in the appropriation bill for the year 1921 which concern the Division of Investigation?

A. It does.

Q. And just to check that, will you state whether the Mayor vetoed all the items appropriated by Council for that division?

A. He did.

Q. Including the item of the appropriation providing for salary for the head of the department?

A. Yes, sir.

Q. I show you now Exhibit C, which purports to be a certified copy of the proceedings of Council of the City of Pittsburgh for Monday, January 3rd, 1921, containing the action of Council sustaining the objection of the Mayor on that veto and calling your attention to page 19 of that certified copy I ask you whether the matter at the head of the page shows the action of the Council of the City of Pittsburgh upon the veto by the Mayor of the items in the appropriation bill for the Division of Investigation?

A. It does.

Q. And was the action of the Mayor in vetoing the appropriation for that division for the year 1921 sustained or overruled?

A. The action of the Mayor was sustained by a vote of 5 to 4.

Q. The vote being 5 to override the Mayor's veto and 4 to sustain the veto and it required the 6 votes?

Mr. Martin (City Solicitor): I offer in evidence Exhibit A, being that part of an ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges

thereon for the fiscal year beginning January 1st, 1921, and ending December 31st, 1921, the reference being to the part of the appropriation ordinance providing for the salaries, miscellaneous services, supplies and council's investigation fund of the division of investigation; also Exhibit B, with special reference to page 669 which shows the veto of the mayor of the City of Pittsburgh of that part of Bill No. 1867, which is Exhibit A, wherein appropriations are made for the salaries and expenses of the division of investigation and showing that the veto of the mayor was laid before the Council of the City of Pittsburgh; and also Exhibit C, being a certified copy of the proceedings of council of the City of Pittsburgh for Monday, January, 1st, 1921, with special reference to page 19, whereon the chair took up the items of the appropriations for the division of investigation, which had been vetoed by the mayor, and the objections of the mayor to these items were sustained by a vote of Council, the vote being five to override the veto and four to sustain the veto.

Mr. Martin:

- Q. Mr. Martin, I call your attention to Exhibit No. 1, which is the ordinance originally creating this division and referring to Section 2 of it, will you tell us what code account No. 1010 in that ordinance is?
- A. Code Account No. 1010 is the account set up by the Division of Investigation, salary.
- Q. And that code account was set up for the year 1918?
- A. Yes, sir.
- Q. And in the year, for the period of the year 1919, there was a new code account set up by the appropriation bill of that year for the salaries of this division?
- A. Yes, sir.
- Q. And for the year 1920 there was still another code account set up for the salaries

of the division in the appropriation bill for the year 1920?

- A. Yes.
- Q. And in the year 1921, as we have seen, there was no appropriation made for this division?
- A. There was an appropriation made, but it was vetoed.
- Q. Yes, Council made an appropriation. The items in the appropriation bill were vetoed by the mayor and council received the veto message of the mayor containing his objections to the items and upon their action they sustained the action of the mayor in vetoing the items. That is right?
- A. Yes, sir.
- Q. So there was then in the year 1921 at no time any appropriation for the payment of salaries, expenses and supplies for any division of investigation of the City of Pittsburgh?
- A. No, sir.
- Q. By that answer I intend to cover, so there will be no question about it, any subsequent action by council of the City of Pittsburgh during the year 1921. They at no time made any appropriation for those salaries?
- A. No, sir.

Mr. O'Brien: Objected to as being incompetent, irrelevant and immaterial to the issue in this case.

Mr. Martin: You are not objecting to the method of proof?

The Court: Not to the method of proof but to the relevency and competency of it. Objection overruled with the same effect as if the objection had been made seriatim as the offers were made."

Now, Mr. President, I want to read just a word of the charge of the Judge to the Jury to see whether he knew anything about whether the question of the Mayor's veto had entered into the case. He says:

"It appears that in the salary ordinance of 1921, that is the ordinance for the year beginning Jan-

uary, 1921, council incorporated provisions for the payment of the salaries of the employees or appointees of this division or branch of the city government. The mayor, exercising the power vested in him by law, vetoed so much of that appropriation or salary ordinance as provided for the payment of the salaries to which I have referred and that veto was sustained by council."

Now, Mr. President, I have read all that I think it is necessary to read to prove beyond the peradventure of doubt that not only the essence of the speech delivered two weeks ago has no foundation whatever in fact, but that there is little in fact to base faith on any part that has been said. I am not presenting this through any personal concern that I have about it. But I have a concern as a member of this Council to know as far as we may be able to know it, whether representations made here are in accordance with the facts and the truth.

Now, I want to make the offer to permit anyone who has any interest in this record to examine it thoroughly and to make the further offer, if it is the will of Council that it be copied by our clerk before it is returned to the Prothonotary's office where it belongs, so that there will be no question whether I shall have read as fully as I should have and put a different light upon the presentations of the facts I have by the reading of it.

Mr. English arose and said:

Mr. President, I am very glad, indeed, that Mr. McArdle has read that into the record, and I can see, looking at the situation as he does, of the second trial only, that he is entirely correct in what he says, and I think if he would put himself in my position of viewing the matter as I view it from the very beginning he would not have charged me as he did with cant and hypocrisy.

My contention was and is that when the appropriation for the Division of Investigation fell by reason of the fact that the Mayor's veto of the items for the division was sustained by the votes of Council, it was the duty of the City Clerk to notify Mr. McArdle and the other employees in this division that there was no appropriation to pay them for 1921 and if they insisted on going ahead it would be on their own responsibility and risk. If that notice had been served these employees, what would have happened?

Ordinarily they would have ceased to perform any further service for the city. But the City Clerk did not notify these employees. If he had notified them that he could not sign any warrants for 1921 because there was no appropriation on account of the veto, the city would have had a good defense in the first case as the City Clerk was the appointing power. What happened then? The employees start to work and nothing is said to Council about these employees continuing to work.

If the City Clerk knew these employees were continuing to work in spite of his notice of the lack of appropriation, then he should have informed the Council immediately and definite action one way or another would have been taken by the Council before two weeks or an entire year passed. Perhaps a friendly test case could have been arranged.

I wanted to get the decision, and I was satisfied that Council wanted to get a decision inasmuch as the Council did not refer any matters to the Division of Investigation early in 1921.

The first suit was brought for service performed, and nobody should deny that a person who rendered service is not entitled to compensation for that service, and upon that question of services rendered the first suit was settled, yet Council had no notice that service was being rendered until after the suit had been entered for services rendered for the first two weeks in January, 1921.

I have no quarrel with anyone, and I can see that under the misapprehension Mr. McArdle has labored perhaps he seems justified in charging me as he did.

I know if he had been a member of Council in 1921 he would have resented it just as I did and just as he did last week in the matter of Commissioner Marshall writing to Stevenson & Foster that Council did not make a sufficient appropriation for cornermen, and just as Mr. McArdle objected this morning to allowing Director McCandless to appear at a hearing arranged for other employees. I agreed with Mr. McArdle on those two things.

The Council did not know that Mr. Pritchard, the City Solicitor, in defending the first suit was going to put up the defense that the Council had no power to create these positions. I know full well that if the Council had been informed that this was going to be the city's defense I for one

would have been opposed to it. That was no defense at all. Unfortunately the service went on and Mr. McArdle and the other employees sued for services rendered and on that basis they were all entitled to their money for the first two weeks of January, 1921, because they were not notified and Council not having any notice from the City Clerk that they were continuing to work could not take any action.

I have not hesitancy in saying that whatsoever, and it is a matter of record that I said this in 1921. But I say this, also, that when I got into the second case, our present City Solicitor, Mr. Martin, informed me that this was a matter of law and under the rules of procedure the City could not bring in before the Court the facts and records which I still think should have been brought into the case. I wanted the City to show that an appropriation is only for one year, and when that code number for that division was put in the ordinance originally in 1918 it was only for that one year. I prepared the ordinance which created the Division of Investigation and I know that to make the ordinance effective it had to provide for an appropriation, as well as the creation of positions. We were not allowed to show that the ordinance which I wrote in 1918 was merged into the general salary and appropriation for 1919 and 1920. We were not permitted to show that for 1921 the Council had passed an amendment to the salary ordinance of 1920 so that the Mayor did not have an opportunity to act on any salary ordinance continuing the positions in this division, because he did not have before him the ordinance carrying the positions. The court only ruled on one point namely, was the creating ordinance of 1918 repealed? Nobody claimed that the ordinance as such was repealed by a specific repealing ordinance; nobody was allowed to show that the ordinance would have been repealed had the Mayor been given the power to act on it.

I think all this controversy is a misunderstanding of my statements.

Mr. McArdle arose and said:

Mr. President, as far as I am concerned there is no misunderstanding. I am merely trying to show whether the statement alleged by Mr. English is to be construed as being the facts of the trial of this case. I read to you from this record so that you may know whether they are facts or contrary to the facts, as pointed out in Mr. English's speech, or whether the

Court permitted the introduction of evidence to show that the Mayor had vetoed the appropriation for the Division of Investigation or not.

I think I have proven beyond the possibility of a doubt that the statements made here are wrong, and you can bring in other superfluous matter until you make the morning fog of this morning look like sunshine, but you cannot change the facts as they are made in this case.

Mr. Herron arose and said:

Mr. President, it seems to me I had better clear the name of the City Clerk, and keep him out of this. There is an old adage, "If you convince a man against his will he will be of the same opinion still."

I was President of Council, and I went to Mr. Martin and said to him, "Don't notify any of these employees to hand in their resignations; Council will take care of them."

The record will show that from time to time we sent over to this division matters that we wanted them to investigate, and I want to say to Mr. English if he would have taken my advice he would have known that the Council was supreme and Council could function regardless of the attitude of the Mayor.

The Chair said:

The subject before us was on the question of personal privilege of Mr. English. Mr. McArdle I take it under question of personal privilege replied to those remarks. I do not take it that the Council wants to reopen and hear this case, and I do not think we ought to try it any further in Council.

Mr. Herron arose and said:

I do not want to have anything printed which would tend to be a reflection on the City Clerk.

Mr. Robertson moved

That the minutes of the proceedings of Council for Monday, October 23, 1922, be approved.

Which motion prevailed.

The Chair said:

Gentlemen, what is your attitude as to publishing the remarks as made today in the proceedings of Council?

Mr. McArdle moved

That the remarks be included in the record of today's proceedings.

Which motion prevailed. (Mr. Garland voting NO.)

And on motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, November 6th, 1922.

No. 47.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERSPresident
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, November 6, 1922.

Present—Messrs.

Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Absent—Messrs.

Anderson	English
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PRESENTATIONS.

Mr. Borland presented

No. 1726. An Ordinance vacating a portion of Webster avenue, as opened by Ordinance No. 373 approved October 1, 1917, from the southerly line of T. A. Gillespie's Revised Plan of Herron Hill Park to a point 643.73 feet southeastwardly therefrom.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Garland presented

No. 1727. An Ordinance designating what is to be known as "The Petty Claims Fund," and defining the manner in which the money appropriated to said Fund shall be paid out in the settlement of small claims which

are from time to time presented to the various departments of the City government, and for which no appropriation or provision is made in the departmental appropriations, and which therefore, cannot be paid except by Resolution of Council authorizing payment thereof.

Also

No. 1728. Resolution authorizing the issuing of a warrant in favor of Mrs. Florence H. Guthrie in the sum of \$356.97, refunding water rent on property at Woodland road, 14th Ward, for the period from July 1st, 1913 to May 1st, 1917, on account of premises being vacant, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Also

No. 1729. Resolution authorizing the issuing of warrants in favor of J. P. Clancey, for \$16.75; Jerry L. Deasy for \$38.50, and William J. Kane for \$34.60, for moneys expended by them as District Commissioners in the Bureau of Police in securing evidence against illegal liquor selling and other violations of the law, and charging same to Appropriation No. 42.

Also

No. 1730. Resolution authorizing the issuing of a warrant in favor of Paul R. Shuey for \$250.00, for services in installing radio equipment at the Tuberculosis Hospital and Mayview Home; \$125.00 of the amount to be chargeable to Code Account 1230, Tuberculosis Hospital, and \$125.00 to be chargeable to Code Account 1302, Department of Charities.

Also

No. 1731. Resolution setting aside the sum of \$2,500.00 in Appropriation No. 42, Contingent Fund, for the purpose of helping defray the expenses of the parade and Celebration on Armistice Day, November 11th, 1922, and authorizing the issuing of warrants for said amount upon the

production and proper audit of vouchers for said expenses, and charging same to said Appropriation No. 42.

Also

No. 1732. Resolution authorizing and directing the City Controller to set aside \$2,557.50 from the proceeds received from the sale of "Beechwood Boulevard Bridge Bonds", 1919, Bond Fund 212, for the purpose of paying the costs incurred by the Bureau of Highways and Sewers in the placing of the asphalt surfacing on the bridge, and that said fund shall be known as "No. 212-B," Asphalt Surfacing.

Also

No. 1733. Resolution authorizing and directing the City Controller to transfer the sum of \$200.00 from Appropriation Account No. 1742, Regular Salaries, to Appropriation Account No. 1746, Miscellaneous Services, Department of Public Works, Bureau of Water, Filtration Division.

Also

No. 1734. Resolution authorizing and directing the City Controller to transfer the sum of \$1,030.00 from Code Account 1228, Salaries, Regular Employees, to the following code accounts:

Code Account 1230, Miscellaneous Services\$380.00

Code Account 1234, Equipment 650.00

Tuberculosis Hospital, Bureau of Infectious Diseases, Department of Public Health.

Also

No. 1735. Resolution authorizing and directing the City Controller to transfer the following sums to and from the following appropriation accounts of the Distribution Division, Bureau of Water, Department of Public Works:

\$600.00 from Code Account No. 1759, "Salaries, Regular," to Code Account No. 1763, "Supplies".

\$500.00 from Code Account No. 1760, "Wages, Regular," to Code Account No. 1763, "Supplies".

\$2,750.00 from Code Account No. 1761, "Wages Temporary", to Code Account No. 1762, "Miscellaneous Services".

Also

No. 1736. Resolution authorizing and directing the Mayor to execute and deliver a deed to Henry L. Davis for Lot No. 68 in Highland

Park View Plan, located on Bowers street, 12th Ward, for the sum of \$875.00.

Which were severally read and referred to the Committee on Finance.

Mr. Herron presented

No. 1737. Petition of Right Reverend Hugh C. Boyle, Bishop of the Pittsburgh Catholic Diocese, for exoneration of water rents charged against parochial schools.

Also

No. 1738. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration for all water rents charged against the parochial schools of Pittsburgh, whether assessed in the name of any church or in the name of any Bishop as Trustee, for the years from 1914 to 1918, both inclusive, as shown by the books of the Board of Water Assessors, and authorizing and directing the City Solicitor to satisfy of record all liens for water rents assessed against the parochial schools of Pittsburgh for the years 1914 to 1918 both inclusive, as shall have been entered of record in the Courts of Allegheny County; the court costs in such cases to be charged to the City of Pittsburgh.

Which were read and referred to the Committee on Finance.

Mr. Malone presented

No. 1739. An Ordinance authorizing and directing the construction of a public sewer on the northwest sidewalk of Bedford avenue, from a point about 230 feet southwest of Whitesides road, to the existing sewer on Whitesides road, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1740. An Ordinance authorizing and directing the construction of a public sewer on the north sidewalk of Margaretta street, from a point about 140 feet east of North St. Clair street, to the existing sewer on North St. Clair street, and providing that the cost, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1741. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award

a contract or contracts for the construction of relief sewers on Ravenna street, Carson street, Alder street, South Highland avenue, College avenue, and Pierce street, from Swope street to Maryland avenue, and authorizing the setting aside of the sum of Sixty-five Thousand (\$65,000.00) Dollars from the proceeds of Bond Fund Appropriation No. 236, "Sewer Bonds 1922", for the payment of the cost thereof.

Also

No. 1742. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of extensions to, and connections with, existing sewers in the Saw Mill Run Drainage Basin in the City of Pittsburgh and in Union Township, on Crane avenue, Goldstrom avenue, Bronson avenue, Pitt street, and the right of way of the West Side Belt Railroad Company, describing the same, and authorizing the setting aside of the sum of Seven Thousand (\$7,000.00) Dollars from the proceeds of Saw Mill Run Sewer Bonds, Bond Fund Appropriation No. 214, for the payment of the cost thereof.

Also

No. 1743. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into an agreement with the Board of Public Education, for the purpose of leasing a part of the Beechview Playground for the erection of temporary structures and providing conditions for the same.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 1744. Resolution authorizing and directing the City Controller to transfer the sum of \$9,000.00 from Code Account No. 1752, Wages, Regular, Mechanical Division, Bureau of Water, to Code Account No. 1590, General Repaving, Division of Streets, Bureau of Engineering, for the purpose of paying for the laying of sidewalk pavement on the northerly side of Carson street West, between Smithfield street bridge and Point Bridge.

Which was read and referred to the Committee on Finance.

Also

No. 1745. An Ordinance accepting the dedication of certain property in the Nineteenth Ward of

the City of Pittsburgh for public use for highway purposes, opening and naming the same "Waddington avenue" and establishing the grade thereon.

Also

No. 1746. An Ordinance extending and opening Reimer way, in the 12th Ward of the City of Pittsburgh, from the westerly property line of George Speed to Lowell street, establishing the grade thereof and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefitted thereby.

Which were read and referred to the Committee on Public Works.

Also

No. 1747. An Ordinance fixing the width and position of the sidewalks and roadway of Georgia street, from Lillian street to the City Line, re-establishing the grade thereon, and providing for the sloping and parking of the portion of said Georgia street lying without the lines of the sidewalks and roadway.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 1748. Petition of Drillers in the employ of the City asking for an increase in salary.

Also

No. 1749. Petition of employees of the Bureau of Smoke Regulation for an increase in salary.

Also.

No. 1750. Communication from George E. Smith, Clerk, North Side Market, relative to an increase in salary.

Also

No. 1751. Communication from Edward McElroy, Chief Clerk, Bureau of Public Improvements, relative to an increase in salary.

Also

No. 1752. Communication from John W. Herron, Homewood Peoples Bank and the Iron & Glass Dollar Savings Bank endorsing the request of the uniformed members of the Bureau of Police for an increase in salary.

Also

No. 1753. Communication from Local Union No. 40, Pavers and Rammermen, submitting scale of wages for 1923.

Also

No. 1754. Communication from I. S. Allen relative to claim for damages to automobile which was struck by motorized fire apparatus.

Also

No. 1755. Communication from Lee C. Beatty, Esq., regarding condemnation of property of his clients in the Saw Mill Run Valley for park purposes.

Also

No. 1756. Communication from Lee C. Beatty, Esq., relative to claim of the Rafferty Estate for damage done its property known as the Bake-well Building by reason of the widening and improvement of Diamond street.

Also

No. 1757. Communication from C. K. Robinson, Special Ass't City Solicitor, relative to contract with the Ohio Valley Water Company for supplying water to consumers in the 28th Ward.

Also

No. 1758. Report of the Department of Public Works on Bill No. 1462. Resolution relative to additional golf courses in the City of Pittsburgh.

Which were severally read and referred to the Committee on Finance.

Also

No. 1759. Communication from C. W. Kemerer asking that the Un-named way between Tioga street and Tacoma street, from Oakwood street to an Unnamed way, be opened to a width of 20 feet.

Also

No. 1760. Communication from the Department of City Planning approving the Plan for the extension of the Boulevard of the Allies to Schenley Park.

Which were read and referred to the Committee on Public Works.

Also

No. 1761. Communication from the Police Pension Fund Association of Pittsburgh submitting a statement of its activities and the condition of its fund.

Which was read and referred to the Committee on Public Safety.

Also

No. 1762. Communication from the Chamber of Commerce transmitting copy of Resolution adopted by the Board of Directors of the Chamber of Commerce urging the speedy erection of the Fortieth Street Bridge, and the raising of other bridges crossing the Allegheny river.

Which was read, received and filed.

Also

No. 1763.

City of Pittsburgh, Penna.,

November 2, 1922.

To the City Council:

I return herewith, without approval, Bill No. 1599, an ordinance authorizing the execution of a contract with the Borough of Homestead to provide for the delivery and sale of water from the city water plant to said borough. I favor the passage of the ordinance, but, after consultation with Special Assistant Solicitor Robinson as to the expression of certain details, it is our opinion that there should be a further conference between the City Council and us to perfect the ordinance.

Respectfully submitted,

W. A. MAGEE,

Mayor.

Which was read.

Also

Bill No. 1599. An Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with the Borough of Homestead, in the manner and form provided for herein, for the purpose of enabling the City of Pittsburgh to sell water to the Borough of Homestead, subject to the terms and conditions herein provided."

In Council, October 23, 1922, Rule suspended, read three times and finally passed.

Which was read.

Mr. McArdle moved

That the communication and ordinance be laid over for one week and a conference to be arranged by either the Chair or the Mayor.

Which motion prevailed.

Also

No. 1764.

City of Pittsburgh, Penna.,

To the City Council:

I return without approval, Bill No. 1271, a resolution authorizing the is-

suance of a warrant in favor of Adam Bieber for the sum of \$125.00, in payment of his claim for damages to his automobile, which was injured in a collision with a city fire truck at the corner of Aiken and Liberty avenues, for the reason that the police magistrate, who held the hearing on the information brought by the police against said Adam Bieber, found him guilty of reckless driving and for the reason that the Law Department has reported that the City is not liable. As between the one-sided hearing of a disputed state of facts, such as I understand the councilmanic committee held, and the formal hearing in a court regularly constituted for that purpose in which both sides and their witnesses attended and where legal oath was administered to those who testified, I must accept the judgment of the latter.

Respectfully submitted,

W. A. MAGEE,

Mayor.

Which was read, received and filed.

Also

Bill No. 1271. Resolution authorizing the issuing of a warrant in favor of Adam Bieber for the sum of \$125.00, in full for all claims for damage to his automobile which was damaged by City Fire Truck running into it at the corner of Aiken avenue and Liberty avenue, and charging same to Appropriation No. 42, Contingent Fund.

In Council, October 30, 1922.

Read and passed finally by a two-thirds vote.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	Malone
Herron	Winters (Pres.)

Noes—Messrs.

Garland	Robertson
McArdle	

Ayes—4

Noes—3.

And there not being two-thirds of the votes of council in the affirmative, the objections of the Mayor were sustained.

Mr. Garland presented

No. 1765. Communication from Professional and Business Firms in the City of Pittsburgh asking for an increase in salary for George W. Irwin, Counter Clerk in the Division of Surveys, Bureau of Engineering, and attesting as to the efficiency and courtesy of Mr. Irwin in the discharge of his duties.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 1766. Report of the Committee on Finance for October 31, 1922, transmitting sundry papers to council.

Which was read, received and filed.

Also

Bill No. 1691. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for laying sidewalk pavement on the northerly side of Carson street West, between Smithfield street Bridge and Point Bridge, and providing for the payment of the cost thereof."

In Finance Committee, October 31, 1922.

Read and amended in Section 2, as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation

Bill No. 1674. Resolution authorizing the issuing of a warrant in favor of E. M. Hill in the sum of \$679.19, or so much of the same as may be necessary, in payment for lumber for the improvement of the boardwalks on Milroy avenue, same to be chargeable to and payable from Code Account 42, item 10.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1675. Resolution authorizing the issuing of a warrant in favor of Charles N. Lytle for \$500.00, in full settlement of any and all claims for damages which he might have against the City arising out of an accident that occurred to him on August 19, 1922, when he was injured by stepping off a Frankstown avenue car into a hole in the street, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1696. Resolution authorizing the issuing of a warrant in favor of Patrick Walsh in the sum of \$700.00, being the consideration in full for a lot of ground situate on the Northeasterly side of Brownsville avenue, in the 18th Ward, Pittsburgh, having a frontage of 21½ feet on Brownsville avenue extending back for a distance of 138 feet, more or less, same to be chargeable to Code Account No. 194, Street Improvement Bonds, Series A, 1919.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Also

Bill No. 1683. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Meyer Glass on account of charge for water, in the sum of \$30.07, being 50 per cent of the excess meter rate over the former flat rate, on premises at 2012 Center avenue, 5th Ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1678. Resolution confirming and approving the sale, at public auction, of the property situate in the 25th Ward, on Warren street, known as No. 59 Engine Company, for the sum of \$6,625.00, and authorizing and directing the Mayor to execute and deliver to Bernard Cayton, upon payment of the purchase price into the City Treasury, a deed for the above described property.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1672. Resolution authorizing and directing the City Controller to transfer the sum of \$336.00 from Code Account 1243, Salaries Regular Employees, to Code Account 1244,

Wages, Temporary Employees, Bureau of Child Welfare, Department of Public Health.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1680.

Whereas, several of our Supply and Material Accounts are exhausted, and

Whereas, some other accounts are about exhausted, and

Whereas, it will require additional money to pay Fuel and Electric current bills now due, and purchase Supplies and etc., for balance of year, and

Whereas, in several Accounts there appears balances owing to lost time. Therefore, be it

Resolved, that the City Controller shall be and he is hereby, authorized and directed to Transfer the following sums to wit:

From:

Code Account-1787, Salaries Regular Employees, Schenley Nursery	\$ 75.00
Code Account-1789, Salaries Temporary employees, Golf Grounds	65.00
Code Account-1797, Wages Regular employees, Schenley Stables	267.44
Code Account-1803, Salaries Regular employees, Schenley Conservatory	755.04
Code Account-1836, Wages Regular employees, High-Stables	429.85
Code Account-1842, Wages Regular employees, Highland Zoo	1,952.50

Code Account-1864, Wages Regular employes, River- view Stables	323.21
Code Account-1877, Salaries, Regular Employes, Street Tree Division	94.35
Code Account-1878, Wages Temporary employes, Street Tree Division	682.00
Code Account-1883, Repairs, Westinghouse Park	500.00
Code Account-1895½, Grand Stand, Schenley park	1,670.23
	\$6,814.62

To:

Code Account-1783, Supplies, Schenley Park	\$ 150.00
Code Account-1793, Supplies, Golf Grounds	125.00
Code Account-1807, Supplies, Schenley Conservatory	1,864.62
Code Account-1816, Supplies, North Side Conservatory	200.00
Code Account-1817, Materials, North Side Conservatory	50.00
Code Account-1820, Wages, Regular Employes, Small Parks	2,000.00
Code Account-1823, Supplies Small Parks	150.00
Code Account-1831, Supplies, Highland Park	250.00
Code Account-1845, Supplies, Highland Zoo	1,675.00
Code Account-1859, Supplies Riverview Park	200.00
Code Account-1860, Materials, Riverview Park	75.00
Code Account-1873, Sup- plies, West Park	75.00
	\$6,814.62

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes--Messrs.

Garland
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes--7.

Noes--None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1682. Resolution authorizing and directing the City Controller to set apart and appropriate from Code Account No. 42, Contingent Fund, the sum of \$200.00 for the construction of 3-plank boardwalk and steps on Wyandotte street, from Wallace street to Outlet street, a distance of approximately 500 feet, and authorizing and directing the Director of the Department of Public Works to have the boardwalk and steps constructed as described above.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes--Messrs.

Borland
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes--7.

Noes--None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1679.

Whereas, the funds appropriated in the several Code Accounts of the Bureau of Engineering, Department of Public Works, to provide for the payment of advertising, carfare, salaries, and for the purchase of castings, supplies and equipment, are depleted, and it is estimated that the aggregate sum of Twenty-eight Thousand (\$28,000.00) Dollars will be required to cover the cost of same during the balance of the current fiscal year, and

Whereas, surpluses in excess of the aforesaid aggregate sum of Twenty-eight Thousand (\$28,000.00) Dollars

will occur in certain other code accounts of the several bureaus in the Department of Public Works, Now, therefore, be it

Resolved, that the City Controller be and he is hereby authorized and directed to make the following transfers:

- \$ 5,000.00 from Code Account No. 1517-A, Herrs Island Bridge, Bureau of Engineering
- \$ 2,000.00 from Code Account No. 1742, Salaries, Filtration Division, Bureau of Water
- \$ 5,000.00 from Code Account No. 1744, Wages, Regular Employees, Filtration Division, Bureau of Water
- \$10,000.00 from Code Account No. 1752, Wages, Regular Employees, Mechanical Division, Bureau of Water
- \$ 2,500.00 from Code Account No. 1779, Wages, Temporary Employees, Bureau of Parks
- \$ 1,000.00 from Code Account No. 1788, Wages, Regular Employees, Schenley Nursery, Bureau of Parks
- \$ 1,500.00 from Code Account No. 1829, Wages, Temporary Employees, Highland Park, Bureau of Parks
- \$ 1,000.00 from Code Account No. 1771, Bureau of Light, Contract No. 722.

\$28,000.00 TOTAL

TO THE FOLLOWING CODE ACCOUNTS:

- \$ 800.00 to Code Account No. 1519, B—Miscellaneous Services, General Office, Bureau of Engineering
- \$ 1,000.00 to Code Account No. 1520, C, Supplies, General Office, Bureau of Engineering
- \$ 3,500.00 to Code Account No. 1523, D, Castings, General Office, Bureau of Engineering
- \$ 200.00 to Code Account No. 1572, B, Miscellaneous Services, Division of Sewers, Bureau of Engineering
- \$ 250.00 to Code Account No. 1583, B, Miscellaneous Services, Division of Streets, Bureau of Engineering

- \$ 36.07 to Code Account No. 1587, F, Equipment, Division of Streets, Bureau of Engineering
- \$ 100.48 to Code Account No. 1536, F, Equipment, Division of Design, Bureau of Engineering
- \$11,313.45 to Code Account No. 1582, A-1, Salaries, Regular Employees, Division of Streets, Bureau of Engineering
- \$ 7,000.00 to Code Account No. 1524, A-1, Salaries, Regular Employees, Division of Surveys, Bureau of Engineering
- \$ 3,800.00 to Code Account No. 1531, A-1, Salaries, Regular Employees, Division of Design, Bureau of Engineering

\$28,000.00 TOTAL

In Finance Committee, October 31, 1922, ordered returned to council with an affirmative recommendation, contingent on report from the Director of the Department of Public Works.

Which was read.

Mr. Garland also presented

No. 1767.

November 2nd, 1922.

To the President and Members of Council

City of Pittsburgh

Gentlemen:

By letter dated November 1, 1922, Chas. Weible, Clerk of Finance Committee, reported that a meeting of the Finance Committee held October 31, 1922, Bill 1679, a resolution authorizing the transfer of the aggregate sum of \$28,000.00 from certain code accounts in the Department of Public Works to certain other code accounts in the Bureau of Engineering, was affirmatively recommended to Council, contingent on a report from the Director, explaining why it is necessary to transfer this sum to salaries, and stating that the letter accompanying the resolution was unsatisfactory and that the Committee desires a copy of the report for each member of Council.

In accordance with the motion of the Finance Committee, I respectfully submit the following report:

The set-up in salaries from Tax Levy for the Bureau of Engineering in the Budget for 1922, was based on

the Bureau doing a certain amount of work, exclusive of bond work, which would have permitted the employment of a certain number of employees in each separate division of the Bureau throughout the entire year of 1922. The amount of work contemplated was increased from time to time, in accordance with legislation passed by Council and approved by the Mayor, with the result that instead of carrying a small force of men in the spring and fall of this year, it was necessary to employ practically the full quota allowed by the number of positions set up in the Budget, throughout the whole year, and in addition thereto, as the bond issue work was completed, it was found necessary to hold the employees working on the bond issue work and use said employees on the assessment and tax levy appropriation work. It was necessary to follow this procedure and pay same out of the tax levy appropriation money or stop construction work after same was well under way. It was thought that shortly after the summer months the work on hand would be all that would be done during the year and the number of employees could be gradually diminished, but instead of this condition obtaining, additional new improvement work has been added with the result that the funds in several of the Divisions of the Bureau are insufficient to pay the salaries to complete said work. In fact, some of this work will have to be carried over into the year 1923 as it will be impossible to complete many of the contracts this year.

The same explanation obtains for the other items contained in the resolution, such as advertising, carfare, salaries, and the purchase of castings, supplies and equipment, all of which increase as the volume of work increases.

It is an absolute fact that the Bureau of Engineering has carried on a great deal more contract work than was at all contemplated in the preparation and passage of the Budget last fall.

Yours truly,

CHAS. A. FINLEY,

Director.

Checked

T. M. REED,

Asst. Chief Engineer.

TRANSFER OF FUNDS TO PAY SALARIES

BUREAU OF ENGINEERING

The following schedule shows the employees to be paid out of Bond Issue Funds and which employees were not to be carried for the entire year of 1922, but instead of being let go, had to be used on Tax Levy assessment and appropriation work.

DIVISION OF STREETS

Period working on tax levy		
Position	Salary	Cost
3 assistant engineers, 6 months each.....		\$ 3,690.00
3 transitmen, 6 months each.....		2,475.00
3 rodmen, 6 months each.....		1,800.00
5 chainmen, 6 months each.....		2,850.00
1 P. W. Inspector, 10 months....		1,250.00
10 Inspectors, 6 months each.....		7,500.00
		\$19,565.00

In addition to the above salaries charged to tax levy set up, not contemplated by the budget, it was necessary to pay the old schedule of salaries for January and the first half of February, which increased the cost to the Bureau, or in other words, decreased the amount set up for 1922 salaries in the sum of \$685.00. It has also been necessary from time to time to use other employees for short periods on appropriation work.

DIVISION OF SURVEYS

2 assistant engineers, 4 months each	1,640.00
3 engineering draftsmen, 4 months each	1,800.00
1 stenographer-clerk, 3 months	345.00
2 transitmen, 4 months each	1,100.00
2 rodmen, 4 months each.....	800.00
2 chainmen, 4 months each....	760.00
	\$ 6,445.00

In addition to the above salaries charged to tax levy set up, not contemplated by the budget, it was necessary to pay the old schedule of salaries for January and the first half of February, which decreased the amount set up for 1922 salaries in the sum of \$900.00.

DIVISION OF DESIGN

4 engineering draftsmen, 3 months each	\$ 1,800.00
1 assistant engineer designer, 3 months	700.00
1 designing draftsman, 3 months	555.00
	<u>\$ 3,055.00</u>

In addition to the above salaries charged to tax levy set up, not contemplated by the budget, it was necessary to pay the old schedule of salaries for January and the first half of February, which decreased the amount set up for 1922 salaries in the sum of \$875.00.

Which was read, and on motion of Mr. Garland, received and filed.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. Garland moved

To amend the resolution by striking out the words "No. 1587-F, Equipment" and by inserting in lieu thereof the words "No. 1584-C, Supplies."

Which motion prevailed.

And the resolution having been printed as amended and placed upon the members' desks, it was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1673. Resolution agreeing to and accepting the proposed program of financing the Pittsburgh Railways Company as a satisfactory compliance with the provisions of paragraph Fourth of the existing agreement between the City of Pittsburgh, the Philadelphia Company and the Pittsburgh Railways Company, dated December 20, 1921.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1724. Communication from A. W. Thompson, of the Philadelphia Company, relative to the issuing of \$2,000,000.00 Pittsburgh Railways Four Year 6 per cent. Gold Notes, in confirmation of a mutual and unanimous understanding between the Mayor and the Council at a conference on October 23, 1922.

In Finance Committee, October 31, 1922, read and referred to Council to become part of the record.

Which was read, and on motion of Mr. Garland, received and filed.

Also

Bill No. 1725. Communication from A. W. Thompson, of the Philadelphia Company, stating that for the purpose of confirming the agreement between Council and representatives of the Railways Company and the Philadelphia Company, the Railways Company has made arrangements to finance for \$5,000,000.00 as provided for in paragraph fourth of the agreement between the Railways Company and the City, entered into on December 20, 1921.

In Finance Committee, October 31, 1922.

Read and referred to Council to become part of the record.

Which was read, and on motion of Mr. Garland received and filed.

Mr. Malone presented

No. 1768. Report of the Committee on Public Works for October 31, 1922, transmitting several ordinances and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 1629. An Ordinance entitled, "An Ordinance accepting the dedication of certain property in the 14th Ward of the City of Pittsburgh, for public use for highway purposes, opening and naming the same 'Kennedy Road' and establishing the grade thereon."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1687. An Ordinance entitled, "An Ordinance authorizing and directing the Director of the Department of Public Works to extend the repaving of Center avenue, under the terms of contract 5880, Mayor's Office File No. 300, entered into September 9th, 1922, with the Thos. Cronin Company, and authorizing the setting aside of the sum of \$10,000.00 from Code Account 1590, General Repaving, Division of Streets, Bureau of Engineering, for the payment of the costs thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1688. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the southerly sidewalk of Bismark street, from a point about 275 feet east of Finland street to the existing sewer on Bismark street, east of Finland street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1686. Resolution approving the payment of extras, amounting to \$2,606.01, in contract with Booth & Flinn, Ltd., for the

grading, paving and curbing of Pemberton street, from Wapello street to Wickshire street, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Mr. Borland presented

No. 1769. Report of the Committee on Public Service and Surveys for October 31st, 1922, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 1164. An Ordinance entitled, "An Ordinance establishing the grade of Allemannia way, from Paulson avenue to Montezuma street,"

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1671. An Ordinance entitled, "An Ordinance granting unto the Guibert Engineering Company, its successors and assigns, the right to construct, maintain and use a switch track on and across Windgap road (old location) at the intersection of Everett street, 28th Ward, Pittsburgh, Pa."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Robertson presented

No. 1770. Report of the Committee on Filtration and Water for October 31st, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 1695. An Ordinance entitled, "An Ordinance providing for the making of a contract, or con-

tracts, for Two Motor Driven Centrifugal Pumps and Appurtenances, at Lincoln Pumping Station, Contract No. 3-C."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Borland
Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Robertson moved

That the Minutes of the proceedings of Council, at a meeting held on Monday, October 30th, 1922, be approved.

Which motion prevailed.

Mr. McArdle, at this time, presented

No. 1771. An Ordinance authorizing the purchase of certain real estate in the Second Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, being the property of Michael P. Harrity Estate, at a price of Seventy-five hundred (\$7,500.00) Dollars.

Which was read and referred to the Committee on Finance.

And there being no further business before the meeting, the Chair declared

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, November 13th, 1922.

No. 48.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.

Monday, November 13, 1922.

Council met.

Present--Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

PRESENTATIONS.

Mr. Borland presented

No. 1772. Petition for the grading, paving and curbing of Jackson street, from Mellon street to North Highland avenue.

Also

No. 1773. An Ordinance authorizing and directing the grading, paving and curbing of Jackson street, from Mellon street to North Highland avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

Mr. Garland presented

No. 1774. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Health to advertise for proposals and to award a contract or contracts for the construction and erection of a building for a Dormitory for the Tuberculosis Hospital, located at the Leech Farm, Pittsburgh, Pennsylvania, and authorizing the setting aside of Eighty-one Thousand Five Hundred Forty (\$81,540.00) Dollars from the proceeds of the Tuberculosis Hospital Improvement Bonds, 1919 Bond Fund Appropriation No. 231, for the payment of the costs thereof.

Also

No. 1775. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the reconstruction of a retaining wall on the southerly line of the private property of John R. Colscough, 1425 Dagmar avenue, and providing for the payment of the cost thereof.

Also

No. 1776. Resolution authorizing the issuing of a warrant in favor of Dunn & Ryan Contracting Company in the sum of \$3,861.70 for extra work on the contract for the construction of a sewer on Hazelwood avenue, from Sabina street to the Monongahela River and the extension of the outfall of the Jones & Laughlin Steel Company's sewer adjoining, and charging same to Appropriation No. 227, Hazelwood Sewer Bonds.

Also

No. 1777. Resolution authorizing the issuing of a warrant in favor of J. D. Littell for the sum of \$405.00, for extra work on the contract for the construction of the swimming pool in Riverview Park, and charging same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Also

No. 1778. Resolution authorizing and directing the City Controller to transfer the sum of \$116.00 from Code Account 1045, Salaries, Regular Employees, City Architect, to Code Account 1696, Equipment, North Side Market.

Also

No. 1779. Resolution authorizing and directing the City Controller to transfer \$1,500.00 from Appropriation 1063, Permanent Salaries, to Appropriation 1065, Miscellaneous Service, Department of City Treasurer.

Which were severally read and referred to the Committee on Finance.

Also

No. 1780. An Ordinance changing the name of Kennedy road, between Dunmoyle street and Fair Oaks street, in the Fourteenth ward to Kipling road".

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Herron presented

No. 1781. An Ordinance granting unto the Great Atlantic & Pacific Tea Company and John E. Born, their successors and assigns, the right to construct, maintain and use a switch track on and across a section of Westinghouse Park and Murtland avenue located at Murtland avenue and the Pennsylvania Railroad right-of-way connecting said track with the industrial track of the Pennsylvania Railroad, 14th Ward, Pittsburgh, Pa.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Malone presented

No. 1782. Resolution authorizing and directing the Mayor to execute and deliver a deed to M. B. Donnelly for Lot No. 70 in the revised plan of Herron Hill Park, located on Milwaukee street, Fifth ward, for the sum of \$1,200.00.

Also

No. 1783. Communication from the Home for Working Girls, 700 Webster avenue, asking that they be supplied water at the charitable rate of 7 cents per 1,000 gallons.

Also

No. 1784. Communication from The St. Regis Home, Congress street, asking that they be supplied City

water at the charitable rate of 7 cents per 1,000 gallons.

Which were severally read and referred to the Committee on Finance.

Also

No. 1785. Petition for the placing of Conemaugh street in passable condition.

Also

No. 1786. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the regrading, repaving, recurbings and otherwise improving of certain streets forming parts of, and connecting approaches to the Sixteenth Street Bridge, describing the same, and authorizing the setting aside of the sum of Seventy-nine Thousand (\$79,000.00) Dollars from the proceeds derived from the sale of "Sixteenth Street Bridge Approach Bonds, 1922", for the payment of the cost thereof.

Also

No. 1787. Resolution authorizing the issuing of a warrant in favor of Jas. H. McGuade & Sons Company for the sum of \$1,283.33, for extra work done on the contract for the improvement of Washington boulevard, from Heth's Run Bridge eastwardly to present paving in Highland Park, and charging same to Highland Park Improvement Bonds 1919, Bond Fund Appropriation No. 213.

Also

No. 1788. Resolution authorizing the issuing of a warrant in favor of Mike Maunella for the sum of \$4,306.50, for payment of certain additional work done in connection with the contract for the construction of a main and branch trunk sanitary sewer, Saw Mill Run Drainage Basin, extending along Woodstock avenue, McKnight street, Banksville avenue and private property—Contract No. 2, and charging same to Bond Fund Appropriation No. 214, Contract No. 1287.

Which were severally read and referred to the Committee on Public Works.

Mr. Anderson presented

No. 1789. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Wm. Simon for \$20.87, being 50 per cent. of the excess water rate over

the former flat rate on property at 1638 and rear Colwell street, Third Ward.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 1796. Resolution authorizing and directing the Director of the Department of Public Works to make arrangements to continue the use of the property of the Estate of Thomas Brooks, deceased, being lots 8, 9, 10 and 11 in John Brown's Plan, 16th Ward, situate on Cobden street as a playground, and authorizing and directing the Board of Assessors to exonerate the said property from the payment of taxes for the year 1923, and for such further period as said property may be used by the City of Pittsburgh as a playground.

Also

No. 1791. Resolution authorizing and directing the City Controller to set apart and appropriate \$370.00 for the construction of Boardwalks on Los Angeles avenue, from Shiras avenue to Crosby avenue, and on Vodeli street, from Shiras avenue to Crosby avenue, and authorizing and directing the Director of the Department of Public Works to have the boardwalks constructed.

Also

No. 1792. Communication from the Department of Law relative to exchange of property owned by the City of Pittsburgh for that owned by William McFarland and Roger Williams adjacent to Highland Park.

Also

No. 1793. Communication from Edward A. Letzkus, Executor of the Estate of Kreszentia Weber regarding damages sustained his property by reason of the construction of the 16th Street Bridge and the changing of grade of South Canal street.

Also

No. 1794. Communication from the West End Board of Trade asking that sufficient money be included in the appropriation ordinance for the repaving of Steuben street, from the Pittsburgh & West Virginia Railroad Crossing to Arnold street.

Also

No. 1795. Communication from the Lincoln District Board of Trade regarding the purchase of the Hartman property for playgrounds.

Which were severally read and referred to the Committee on Finance.

Also

No. 1796. Communication from the Lincoln District Board of Trade regarding the improvement of Westmoreland, Joshua, Broadhead and Somerset streets.

Also

No. 1797. Communication from the Fineview Board of Trade regarding the dangerous condition of the sidewalks and steps in their district.

Which were read and referred to the Committee on Public Works.

UNFINISHED BUSINESS.

Bill No. 1763. Communication from the Mayor, returning without approval, Bill No. 1599, An Ordinance authorizing the execution of a contract with the Borough of Homestead to provide for the delivery and sale of water from the city water plant to said borough.

In Council, November 6, 1922.

Read and laid over for a week and a conference to be arranged by either the Chair or the Mayor.

Which was read, received and filed.

Also

Bill No. 1599. An Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with the Borough of Homestead, in the manner and form provided for herein, for the purpose of enabling the City of Pittsburgh to sell water to the Borough of Homestead, subject to the terms and conditions herein provided."

In Council, November 6, 1922.

Returned by the Mayor without approval and laid over for one week and a conference to be arranged by either the Chair or the Mayor.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

Mr. English arose and said:

Mr. President, I understand that this is a mere technicality, and that the Mayor is indifferent as to whether or not this bill passes over his veto; it does not mean anything as far as he is concerned. There might be a technicality raised as to the rules that a subject once killed in Council cannot be brought up dur-

ing the life of that Council, and it is just as well to refer to that technicality. Therefore, in order to avoid any legal technicalities Council should pass the ordinance notwithstanding the veto of the Mayor and later pass an amending ordinance to include the suggestions of our Special Assistant City Solicitor, C. K. Robinson.

The representatives of the Borough of Homestead are willing to accept the changes suggested, which do not materially change the provisions of the ordinances which came to Council from our Special Assistant City Solicitor in its original form.

Due to the fact that a preponderance of the votes of the people of Homestead at the recent election were in favor of a bond issue to pay for the cost of laying water lines in order to obtain city water, I think Pittsburgh Council should show good faith by passing this ordinance notwithstanding the veto of the Mayor; and if there are any changes which he desires we can pass a supplementary or amending bill later. Therefore, I think Council should pass the bill notwithstanding the veto of the Mayor.

And the question recurring, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The Ayes and Noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Herron
Borland	Malone
English	McArdle
Garland	Winters (Pres.)

Noes—Messrs.

Robertson

Ayes—8.

Noes—1.

And there being two-thirds of the votes of council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

Mr. McArdle moved

That the Law Department be requested, in the event of any action with the Borough of Homestead upon the contract provided for by the bill just acted upon, before further action is taken providing for any possible amendments to this bill, to have the Borough of Homestead file with the City of Pittsburgh proper stipulations covering the points suggested by Special Assistant City Solicitor Robinson.

Which motion prevailed.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 1798. Report of the Committee on Finance for November 9, 1922, transmitting several ordinances and resolutions to council.

Which was read, received and filed

Also, with an affirmative recommendation,

Bill No. 1442. An Ordinance entitled, "An Ordinance repealing Ordinance No. 586, entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of the German Savings and Deposit Bank, Pittsburgh Railways Company, Pittsburgh and West Virginia Railway Company, Annie E. Ritchie, Conrad Schuck, Louis E. Vierheller, Moses P. and Richard E. Walsh, J. Weinmann et al., William Weinmann et al., Mathias Weinmann and West Side Belt Railroad Company, situate in the Nineteenth ward of the City of Pittsburgh and Lower S. Clair Township, for public park purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor," approved December 23, 1921, and recorded in Ordinance Book, Volume 23, Page 164."

Which was read.

Mr. Garland moved

That the bill be recommitted to the Committee on Finance.

Upon which motion, Mr. English demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were ordered taken, and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	

Noes—Messrs.

English Winters (Pres.)

When the name of Mr. English was called, he arose and said

Mr. President, I desire to be recorded as voting NO on the motion to recommit Bill No. 1442 and the companion Bill No. 1443, providing for the repeal of the ordinances for the purchase by condemnation proceedings of property along Saw Mill Run for park purposes, to the Committee on Finance.

My reason for objecting to recommending these bills to the Committee is, that the City should not be put to any further expense for printing these bills, and they therefore should lay on the table in Council rather than in committee, where we could force action on the part of those desiring further postponement of action on the bills.

These are extraordinary bills in my opinion, and five members of Council have decided by their votes to return them to Council with an affirmative recommendation, and I was one of those. I am still in favor of the repeal of the bills. I am not in favor of the City purchasing a lot of hill-side property and calling it a park. That is an additional reason why I am opposed to the motion to recommend the bills to the Committee on Finance.

I am in favor of giving any individual or organization a hearing on any subject that comes before Council, and I do not want my vote on this motion to be construed as meaning that I am opposed to giving the City Planning Commission a hearing on these bills. They can be heard whether the bills remain in Council or whether they are recommitted to the committee.

Ayes--7.

Noes--2.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Also

Bill No. 1443. An Ordinance entitled, "An Ordinance repealing Ordinance No. 587, entitled, 'An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Christian Burkel, George Columbus and Clara M., his wife, S. A. Craig, Donald Coutts and Ottellia, his wife, Thomas H. Davis, Alexander Dempster, William W. Ford, W. W. Ford, Fairhaven Building, and Loan Association, Daniel E. Gallagher and Paulina, his wife, James F. Gilson, J. E. Garrigan, Charles R. Gisler, William Joseph Graney, Frederick Hampe, Robert E. Heber, Eva I. Jamieson, John King and Mary E., his wife, Mary M. Loughran, J. L. Lewis, Mrs. Minnie Lindsay, George H. Lepper, Guy A. Murphy, Stefan Machaj and Stefania, his wife, John R. Miller and Edna, his wife, John C. Miller, Victor H. Myers and Alta, his wife, W. Mil-

ler, H. R. Miller, Jas. L. McKee, J. M. McClaren, Pennsylvania Savings & Loan Association, Pittsburgh & West Virginia Railway Company, H. Rautenstrauch, J. Schafer, Leo J. Sweeney and Irene J., his wife, Mrs. A. Steel, Cvijan Valemirovich, and Draga, his wife, J. Williams Heirs and J. B. Zimmerman, situate in the 18th Ward of the City of Pittsburgh for public park purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor, approved December 23, 1921, and recorded in Ordinance Book, Volume 33, Page 166."

Which was read.

Mr. Garland moved

That the bill be recommitted to the Committee on Finance.

Upon which motion, Mr. English demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were ordered taken, and being taken were:

Ayes--Messrs.

Anderson
Borland
Garland
Herron

Malone
McArdle
Robertson

Noes--Messrs.

English

Winters (Pres.)

Ayes--7

Noes--2.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Also

Bill No. 1727. An Ordinance entitled, "An Ordinance designating what is to be known as 'The Petty Claims Fund,' and defining the manner in which the money appropriated to said Fund shall be paid out in the settlement of small claims which are from time to time presented to the various Departments of the City Government, and for which no appropriation or provision is made in the departmental appropriations, and which, therefore, cannot be paid except by Resolution of Council authorizing payment thereof."

In Finance Committee, November 9, 1922.

Read and amended by adding to Section 1 the words "The Law Department to report to Council quarterly, all settlements made, name,

amounts and subject matter," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also, with an affirmative recommendation

Bill No. 1729. Resolution authorizing the issuing of warrants in favor of the following district commissioners in the Bureau of Police, covering monies expended by them in securing evidence against illegal liquor selling and other violations of the law, and charging the amounts to the appropriation item hereinafter named, to wit:

Name	Amount	No.
J. P. Clancey	\$16.75	42
Jerry L. Deasy	38.50	42
William J. Kane	34.60	42

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 578. Resolution authorizing the issuing of a warrant in favor of Charles D. Rafferty, John W. Chalfant and James R. Wardrop, Trustees of the Estate of Gilbert Rafferty, deceased, in the sum of \$5,552.00, in full payment of extra expense incurred in remodeling the Bakewell Building necessitated by the widening of Diamond street, and charging the same to Code Account No. 51, Unappealed Damages.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1730. Resolution authorizing the issuing of a warrant in favor of Paul R. Shuey in the sum of

\$250.00, for services in installing radio equipment at the Tuberculosis Hospital and Mayview Home; \$125.00 of the above amount to be chargeable to Code Account 1230, Tuberculosis Hospital, and \$125.00 to be chargeable to Code Account 1302, Department of Charities.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1731. Resolution setting aside in appropriation No. 42, Contingent Fund, the sum of \$2,500.00 for the use of the United Veterans of Pittsburgh to celebrate Armistice Day by parade or otherwise, and authorizing the issuing of a warrant or warrants aggregating the said sum of \$2,500.00, upon the production and proper audit of vouchers for said expenses, and charging to the amount set aside in Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1373. Resolution authorizing and directing the City Controller to transfer the sum of \$11,440.00 from Code Account No. 42-3, Wharf Parking, to Code Account No. 49, Interest.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1732. Resolution authorizing and directing the City Controller to set aside from the proceeds received from the sale of "Beechwood Boulevard Bridge Bonds," 1919 Bond Fund 212, the sum of \$2,557.50 for purpose of paying the costs incurred by the Bureau of Highways and Sewers in the placing of the asphalt surfacing on the bridge and that said fund shall be known as "No. 212-B" Asphalt Surfacing.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1733. Resolution authorizing and directing the City Controller to transfer the sum of \$200.00 from Appropriation Account No. 1742, Regular Salaries, to Appropriation Account No. 1746, Miscellaneous Services, Department of Public Works, Bureau of Water, Filtration Division.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1734. Resolution authorizing and directing the City Controller to transfer the sum of \$1,030.00 from Code Account 1228, Salaries, Regular Employees, to the following code accounts:

Code Account 1230, Miscellaneous Services	\$380.00
Code Account 1234, Equipment	650.00

all in the Tuberculosis Hospital, Bureau of Infectious Diseases, Department of Public Health.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1735. Resolution authorizing and directing the City Controller to transfer the following sums to and from the following appropriation accounts of the Distribution Division of the Bureau of Water, Department of Public Works:

\$600.00 from Code Account No. 1759 "Salaries Regular", to Code Account No. 1763 "Supplies";

\$500.00 from Code Account No. 1760 "Wages Regular", to Code Account No. 1763 "Supplies";

\$2,750.00 from Code Account No. 1761 "Wages Temporary" to Code Account No. 1762 "Miscellaneous Services."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1744. Resolution authorizing and directing the City Controller to transfer the sum of \$9,000 from Code Account No. 1752, Wages, Regular, Mechanical Division, Bureau of Water, to Code Account No. 1590, General Repaving, Division of Streets, Bureau of Engineering, for the purpose of paying for the laying of sidewalk pavement on the northerly side of Carson street West, between Smithfield street Bridge and Point Bridge.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 1799. Report of the Committee on Public Works for November 9, 1922, transmitting sundry ordinances and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1739. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the northwest sidewalk of Bedford avenue, from a point

about 230 feet southwest of Whitesides road to the existing sewer on Whitesides road, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1740. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the north sidewalk of Margaretta street, from a point about 140 feet east of North Ct. Clair street to the existing sewer on North St. Clair street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1741. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of relief sewers on Ravenna street, Carron street, Alder street, South Highland avenue, College avenue and Pierce street, from Swope street to Maryland avenue, and authorizing the setting aside of the sum of Sixty-five Thousand (\$65,000.00) Dollars from the proceeds of Bond Fund Appropriation No. 236, "Sewer Bonds, 1922", for the payment of the cost thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1742. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of extensions to, and connections with, existing sewers in the Saw Mill Run Drainage Basin in the City of Pittsburgh and in Union Township, on Crane avenue, Goldstrom avenue, Bronson avenue, Pitt street, and the right of way of the West Side Belt Railroad Company, describing the same, and authorizing the setting aside of the sum of Seven Thousand (\$7,000.00) Dollars from the proceeds of Saw Mill Run Sewer Bonds, Bond Fund Appropriation No. 214, for the payment of the cost thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1743. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into an agreement with the Board of Public Education, for the purpose of leasing a part of the Beechview Playground for the erection of temporary structures, and providing conditions for the same."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1745. An Ordinance entitled, "An Ordinance accepting the dedication of certain property in the Nineteenth Ward of the City of Pittsburgh for public use for highway purposes, opening and naming the same 'Waddington avenue,' and establishing the grade thereon."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1632. Resolution approving the payment of extra work, amounting to \$9,155.09 in the contract with Booth & Flinn, Ltd., for the grading, paving and curbing of Ravenna street, from Shady avenue to Spahr street, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Mr. Borland presented

No. 1800. Report of the Committee on Public Service and Surveys for November 8, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1464. An Ordinance entitled, "An Ordinance vacating Lougeay avenue, between Saline street and the northeast property line of Phebe A. Phillips Plan, in the 14th Ward of the City of Pittsburgh, as laid out and dedicated in the 'Plan of the Sub-division of the Estate of Phebe A. Phillips,' in the 14th (formerly 22nd) Ward of the City of Pittsburgh, approved February 24, 1896."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Borland also presented

No. 1801. Report of the Committee on Public Service and Surveys for November 9, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation

Bill No. 1747. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway of Georgia street, from Lillian street to the City Line, re-establishing the grade thereon, and providing for the sloping and parking of the portion of said Georgia street lying without the lines of the sidewalks and roadway."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Which motion prevailed.

Ayes—Messrs.

Anderson
Borland
English

Malone
McArdle
Robertson

Garland
Herron

Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Garland presented

No. 1802.

Whereas, the City Planning Commission is promulgating under its City Zoning Plan proposed restrictions as to the height of buildings; and

Whereas, The Supreme Court of New Jersey has just handed down a decision that the municipalities of that State have not the right to so restrict under its statutes or general statutes; Therefore, be it

Resolved, That the City Solicitor report as to this particular decision and especially as to what bearing, if any, same might have on the City of Pittsburgh.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Which motion prevailed.

Mr. Malone presented

No. 1803.

Whereas, The Winter season is approaching and the opportunities for outdoor exercise in Pittsburgh are considerably decreased; and

Whereas, The City of Pittsburgh has a number of swimming pools, playgrounds and parks, that could be used for ice skating if they were properly flooded and taken care of; Therefore, be it

Resolved, That the Director of the Department of Public Works arrange to have all outdoor swimming pools, playground and other available places prepared for the use of the public for outdoor ice skating.

Which was read.

Mr. Malone moved

The adoption of the resolution. Which motion prevailed.

Mr. Robertson moved

That the Minutes of the proceedings of Council, at a meeting held on Monday, November 6, 1922, be approved.

And on motion of Mr. Garland
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, November 20th, 1922.

No. 49.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERSPresident
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, November 20, 1922.

Council met.

Present—Messrs.

Anderson	Malone
Borland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Absent—Messrs.

English

PRESENTATIONS.

Mr. Anderson presented

No. 1804. Resolution authorizing, empowering and directing the City Controller to make the following transfers in the Bureaus of Police, Fire, Electricity and Building Inspection in the Department of Public Safety, to-wit:

	Amount
From Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1447, Item B, Miscellaneous Serv- ices, Bureau of Police.....	\$1,000.00

From Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1448, Item B, Carfare, Bureau of Police	600.00
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From Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Po- lice, to Code Account No. 1449, Item C, Supplies, Bu- reau of Police	5,000.00
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From Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1460, Item B, Miscellaneous Serv- ices, Dog Pound, Bureau of Police	4,500.00
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From Code Account No. 1469, Item F, Fire Hose, Bureau of Fire, to Code Account No. 1464, Item C, Supplies, Bu- reau of Fire	5,000.00
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From Code Account No. 1472, Item A-1, Salaries, Regular Employees, Bureau of Elec- tricity, to Code Account No. 1480, Item L, Firemen's Dis- ability Fund, Bureau of Electricity	10.00
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From Code Account No. 1481, Item A-1, Salaries, Regular Employees, Bureau of Building Inspection, to Code Account No. 1482, Item B, Miscellan- eous Services, Bureau of Building Inspection	350.00
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From Code Account No. 1481, Item A-1, Salaries, Regular Employees, Bureau of Build- ing Inspection, to Code Ac- count No. 1483, Item C, Supplies, Bureau of Building Inspection	200.00
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Also

No. 1805. Resolution authorizing, empowering and directing the City Controller to make the following

transfers in the General Office of the Department of Public Safety and the Bureau of Fire, to-wit:

From Code Account No. 1426,
Item A-1, Salaries, Regular
Employees, General Office, De-
partment of Public Safe-
ty, to Code Account No. 1428,
Item A-3, Wages, Regular
Employees, General Office,
Department of Public Safe-
ty\$3,000.00

From Code Account No. 1426,
Item A-1, Salaries, Regular
Employees, General Office,
Department Public Safety,
to Code Account No. 1429,
Item E, Miscellaneous Ser-
vices, General Office, De-
partment Public Safety..... 200.00

From Code Account No. 1468,
Item F, Equipment and Ma-
chinery, Bureau of Fire,
to Code Account No. 1430,
Item C, Supplies, General Of-
fice, Department of Public
Safety 4,000.00

From Code Account No. 1426,
Item A-1, Salaries, Regular
Employees, General Office,
Department Public Safety,
to Code Account No. 1432,
Item E, Repairs, General
Office, Department of Pub-
lic Safety 50.00

From Code Account No. 1426,
Item A-1, Salaries, Regular
Employees, General Office,
Department of Public Safety,
to Code Account No. 1437,
Item C, Supplies, Division of
Weights and Measures,
General Office, Department
of Public Safety 50.00

From Code Account No. 1426,
Item A-1, Salaries, Regular
Employees, General Office,
Department of Public Safe-
ty, to Code Account No.
1441, Item B, Miscellaneous
Services, Division of Boiler
Inspection, General Office,
Department of Public Safe-
ty 50.00

Which were read and referred to
the Committee on Finance.

Mr. Borland presented

No. 1806. An Ordinance es-
tablishing the grade of Wilt street,
from Haslage avenue to Leister street.

Also

No. 1807. An Ordinance re-
establishing the grade of Leister
street, from Wilt street to Brickell
street.

Also

No. 1808. An Ordinance re-
establishing the grade of Yetta ave-
nue, from Wilt street to Hunnell
street.

Which were severally read and re-
ferred to the Committee on Public
Service and Surveys.

Also

No. 1809. An Ordinance pro-
viding for the letting of a contract
or contracts by the Mayor and the
Director of the Department of Public
Health for the collection, removal
and disposal of rubbish and garbage
within the limits of the City of Pitts-
burgh for a period of one year from
January 1st, 1923.

Also

No. 1810. Report of the De-
partment of Public Health showing
the amount of rubbish and garbage
removed during the month of October
1921 and the month of October, 1922

Which were read and referred to
the Committee on Health and San-
itation.

Mr. Garland presented

No. 1811. An Ordinance levy-
ing and assessing taxes and water
rent for the fiscal year beginning
January 1, 1923, and ending Decem-
ber 31, 1923, upon all property sub-
ject to taxation within the limits of
the City of Pittsburgh.

Also

No. 1812. An Ordinance mak-
ing appropriations to pay the ex-
penses of conducting the public busi-
ness of the City of Pittsburgh and
for meeting the debt charges thereof
for the fiscal year beginning January
1, 1923, and ending December 31,
1923.

Also

No. 1813. An Ordinance fixing
the number of officers and employes
of all departments of the City of
Pittsburgh, and the rate of compen-
sation thereof.

Also

No. 1814. An Ordinance
amending an ordinance entitled, "An
Ordinance authorizing the proper of-
ficers of the City of Pittsburgh to

enter into and execute an agreement with the Borough of Homestead, in the manner and form provided for herein for the purpose of enabling the City of Pittsburgh to sell water to the Borough of Homestead, subject to the terms and conditions herein provided," duly enacted November 13, 1922.

Also

No. 1815. Resolution authorizing and directing the City Solicitor to enter satisfaction of record of the lien for City taxes filed at D. T. D. No. 699 January Term, 1923, against Sarah L. Thomas, Rosie Randall and Alexander Randall, in the sum of \$167.01, without payment of any money, and charging the costs to the City of Pittsburgh.

Also

No. 1816. Resolution authorizing the issuing of a warrant in favor of H. D. Shawkey Company in the sum of \$471.34 for one (1) automobile for the Supervisor of City Stables, and charging same to Code Account No. 1044.

Also

No. 1817. Resolution authorizing and directing the Mayor to execute and deliver a deed to G. Earl Allen for Lots 79, 82, 83 and 84 located on Sweetbriar street, 19th Ward, for the sum of \$400.00.

Also

No. 1818. Resolution authorizing and directing the Mayor to execute and deliver a deed to Charles W. Morrow for lot located on Hodgkiss street, 27th Ward, for the sum of \$300.00.

Also

No. 1819. Resolution authorizing and directing the City Controller to transfer the sum of \$300.00 from Code Account No. 1613, Miscellaneous Services, Stables and Yards, to Code Account No. 1648, Miscellaneous Services, Division of Public Utilities, Bureau of Highways and Sewers.

Also

No. 1820. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Appropriation Account No. 1752, Wages, Regular Employees, to Appropriation Account No. 1753, Wages, Temporary Employees, Mechanical Division, Bureau of Water, Department of Public Works.

Also

No. 1821. Resolution authorizing and directing the City Controller to transfer the sum of \$114.43 from Code Account 1547-E, Bridge Repairs, Division of Bridges, Bureau of Engineering, Department of Public Works, to Contract No. 1331, Code Account 1547-E, Alteration to the Drainage System of Larimer Avenue Bridge.

Also

No. 1822. Resolution authorizing and directing the City Controller to transfer the sum of \$400.00 from Code Account No. 1109-C, Supplies, City Planning, to Code Account No. 1095-B, Miscellaneous Services, Department of Assessors.

Also

No. 1823. Resolution authorizing and directing the City Controller to transfer the sum of \$350.00 from Code Account 1269, Salaries, Regular Employees, Division of Housing and Sanitary Inspection, to Code Account 1265, Supplies, Division of Plumbing and House Drainage, all in the Bureau of Sanitation, Department of Public Health.

Also

No. 1824. Resolution authorizing and directing the City Controller to transfer the sum of \$500.00 from Code Account 1281, Salaries, Regular Employees, Division of Dairy Inspection, and the sum of \$700.00 from Code Account 1291, Salaries, Regular Employees, Division of Milk and Miscellaneous Food Inspection, to Code Account 1283, Miscellaneous Services, Division of Dairy Inspection, all in the Bureau of Food Inspection, Department of Public Health.

Which were severally read and referred to the Committee on Finance.

Mr. Malone presented

No. 1825. Communication from Adolph Klein relative to excessive water rent assessed against property of Rose Klein, his wife, located at 106, 108-110 Elm street, 3rd Ward.

Also

No. 1826. Resolution authorizing and directing the City Controller to transfer the sum of \$140.00 from Code Account No. 1152, Repairs, to Code Account No. 1148, Wages, Regular Employees, and the sum of \$500 from Code Account No. 1152, Repairs, to Code Account No. 1154, Salaries, Regular Employees, Wods Run Branch, Carnegie Free Library, North Side.

Also

No. 1827. An Ordinance authorizing the purchase from Thos. F. Hartman, Frank W. Hartman, Christ W. Hartman and George J. Hartman of a certain tract or piece of land situate in the 12th Ward of the City of Pittsburgh for the sum of Twenty-three thousand (\$23,000.00) Dollars, and making appropriation therefor.

Which were severally read and referred to the Committee on Finance.

Also

No. 1828. Resolution authorizing the issuing of warrants in favor of Walter S. Rae for the sum of \$149.50 for extra work on Ellsworth avenue bridge, and \$20.00 for extra work on Spahr street bridge, and charging same to Code Account No. 1547-E.

Also

No. 1829. Resolution authorizing the issuing of a warrant in favor of the Packard Motor Company in the sum of \$1,531.30 for repairs to Asphalt Truck No. 11, and charging same to Appropriation No. 1657, Repairs, Asphalt Plants.

Also

No. 1830. Resolution authorizing the issuing of a warrant in favor of the Hughes-Foulkrod Company for the sum of \$1,031.76 for extra work done on the contract for the Boulevard of the Allies, Viaduct No. 1, Concrete Slab, Railing, etc., Contract No. 3, and charging same to No. 207 Bond Issue of 1919.

Also

No. 1831. An Ordinance authorizing and directing the grading, paving and curbing of Dakota street, from Bryn Mawr road to Alpena street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. McArdie presented

No. 1832. Resolution authorizing and directing the City Controller to transfer the following sums amounting to \$17,000.00 from the respective appropriations of the General Office and the Pittsburgh City Home and Hospitals, set forth, to Code Account 1320, Supplies, Pittsburgh City Home and Hospitals, Department of Charities:

\$3,000 from Code Account 1308, Quarantine Relief and Burial, General Office.

\$5,000 from Code Account 1316, Salaries, Regular Employees, Pittsburgh City Home and Hospitals.

\$4,000 from Code Account 1317, Wages, Regular Employees, Pittsburgh City Home and Hospitals.

\$5,000 from Code Account 1352, Wages, Regular Employees, Pittsburgh City Home and Hospitals.

Which was read and referred to the Committee on Finance.

Mr. Robertson presented

No. 1833. Resolution authorizing and directing the City Controller to set aside in Code Account No. 42, Contingent Fund, the sum of \$450.00 for repairing the steps leading from East street to the McNaughton School, and authorizing and directing the Director of the Department of Public Works to proceed with the work and have same completed at an early date.

Also

No. 1834. Communication from John P. Moore, in regard to the purchase of a lot owned by the Knoxville Land & Improvement Company at the corner of Beltzhoover and Michigan avenues for an entrance into McKinley Park.

Which were read and referred to the Committee on Finance.

The Chair presented

No. 1835. Resolution authorizing and directing the City Controller to set apart and appropriate from Code Account No. 42, Contingent Fund, the sum of \$300.00 for the construction of boardwalks and steps from the end of Alexis street up the hillside to Greenfield avenue, and authorizing and directing the Director of the Department of Public Works to have said boardwalk and steps constructed.

Also

No. 1836. Resolution authorizing the issuing of a warrant in favor of Thomas John in the sum of \$29.31 in full settlement of all claims for damages to Ford automobile which was struck by Auto Patrol Wagon attached to No. 4 Police Station, on the evening of Saturday, October 28, 1922, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 1837. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Rachel Browarsky in the sum of \$26.68, being 50 per cent of the excess meter rate over the former flat rate on property at 17 Townsend street, Third Ward.

Also

No. 1838. Communication from the Hill Top Savings & Trust Company endorsing the request of the Bureau of Police for an increase in salary.

Also

No. 1839. Communication from the Potter Title & Trust Company endorsing the request of the Bureau of Police for an increase in salary.

Also

No. 1840. Resolution adopted by the North Side Chamber of Commerce endorsing the request of the Bureau of Police for an increase in salary.

Also

No. 1841. Communication from the Pittsburgh Architectural Club endorsing the recommendations of the Citizens Committee on City Plan relative to the purchase of property for playgrounds and the equipment of same.

Also

No. 1842. Communication from The College Club of Pittsburgh endorsing the recommendations of the Citizens Committee on City Plan relative to the purchase of property for playgrounds and the equipping of same.

Also

No. 1843. Communication from Ludwig B. Bernstein, Executive Secretary, the Federation of Jewish Philanthropies of Pittsburgh asking that the Morals Court remain in the downtown section of the City.

Also

No. 1844. Communication from Miss Nannie Oppenheimer, Director, Complaint Department, Juvenile Court, Allegheny County, asking that the Morals Court remain in the downtown section of the City.

Also

No. 1845. Communication from the Irene Kaufmann Settlement asking that the Morals Court remain in the downtown section of the City.

Also

No. 1846. Communication from the Children's Service Bureau asking that the Morals Court remain in the downtown section of the City.

Also

No. 1847. Communication from the Urban League of Pittsburgh asking that the Morals Court remain in the downtown section of the City.

Also

No. 1848. Communication from Pittsburgh Chapter, American Red Cross, asking that the Morals Court remain in the downtown section of the City.

Also

No. 1849. Communication from Washington Heights Board of Trade asking that certain improvements be made in the Washington Heights district.

Also

No. 1850. Petition of residents and property owners of the 26th Ward for the purchase of the George V. Kimberlin property for playgrounds.

Which were severally read and referred to the Committee on Finance.

Also

No. 1851. Communication from laborers employed in the bureau of Highways and Sewers complaining of the practice of the Bureau in laying them off in inclement weather.

Also

No. 1852. Communication from the Lincoln District Board of Trade asking that Lemington avenue, Grotto street, Spencer street and Paulson avenue be repaired.

Also

No. 1853. Communication from the Oakland Board of Trade endorsing the recommendation of the Chamber of Commerce for the repaving of Carson street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 1854. Communication from Charles A. Finley, Director, Department of Public Works, transmitting form of an agreement as submitted by the Pennsylvania Railroad Company providing for certain changes in the Pittsburgh Passenger Terminal; for the construction of a Forbes street Freight Station; for certain tunnel

rights and for the re-location of tracks leading to the Allegheny River Bridge; also copy of a report on the agreement from the Department of Public Works calling special attention to some of the provisions contained therein.

Also

No. 1855. Communication from L. B. Cook, Attorney-at-Law, regarding the removal of a pole in front of the residence of Mrs. Elizabeth M. Milliken, on Forbes street between Murdock and Wightman streets.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 1856. Communication from A. M. Titmus asking that the people of Saline avenue be supplied city water.

Which was read and referred to the Committee on Filtration and Water.

Also

No. 1857. Communication from Sara J. Davidson relative to traffic rules in effect on South Whitfield street.

Which was read and referred to the Committee on Public Safety.

Also

No. 1858. Communication from M. B. Donnelly submitting offers of property in the First Ward for playground purposes.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. Garland prevented

No. 1859. Report of the Committee on Finance for November 14, 1922, transmitting an ordinance and sundry resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1774. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Health to advertise for proposals and to award a contract or contracts for the construction and erection of a building for a Dormitory for the Tuberculosis Hospital, located at the

Leech Farm, Pittsburgh, Pennsylvania, and authorizing the setting aside of Eighty-one Thousand Five Hundred Forty (\$81,540.00) Dollars from the proceeds of the Tuberculosis Hospital Improvement Bonds, 1919 Bond Fund Appropriation No. 231, for the payment of the costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Eorland
Garland
Malone

McArdle
Robertson
Winters, (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1777. Resolution authorizing the issuing of a warrant in favor of J. D. Littell for the sum of \$405.00, for extra work done on the contract for the construction of swimming pool at Riverview Park, and charging the same to Playground Improvement Bonds, 1919 Bond Fund Appropriation No. 201.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	McArdle
Eorland	Robertson
Garland	Winters, (Pres.)
Malone	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Also

Bill No. 1789. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Wm. Simon on account of charge for water, in the sum of \$20.87, being 50 per cent of the excess meter rate over the former flat rate on premises at 1638 and rear, Colwell street, Third Ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	McArdle
Eorland	Robertson
Garland	Winters, (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1790. Resolution authorizing and directing the Director of the Department of Public Works to make arrangements to continue the use of four lots belonging to the Estate of Thomas Brooks, deceased, being Nos. 8, 9, 10 and 11 in John Brown's Plan, 16th Ward, situate on Cobden street, as a playground, and authorizing and directing the Board of Assessors to exonerate the said property from payment of taxes for the year 1923, and for such further period as said property may be used by the City of Pittsburgh as a playground.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	McArdle
Eorland	Robertson
Garland	Winters, (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1791. Resolution authorizing and directing the City Controller to set apart and appropriate from Code Account No. 42, Contingent Fund, the sum of \$370.00 as follows:

For the construction of boardwalks on Los Angeles avenue, from Shiras avenue to Crosby avenue, a distance of approximately 450 feet, \$185.00;

For the construction of a three-plank boardwalk on Vodeli street, from Shiras avenue to Crosby avenue, a distance of approximately 450 feet, \$185.00, and authorizing and directing the Director of the Department of Public Works to have the boardwalks constructed as above described.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	McArdle
Eorland	Robertson
Garland	Winters, (Pres.)
Malone	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1421. Resolution authorizing and directing the City Controller to transfer the sm of \$4,000.00 from Code Account No. 1039, Improvements, Municipal Garage and Repair Shop, to Code Account No. 1035, Materials, General, Municipal Garage and Repair Shop.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland
Garland
Malone

McArdle
Robertson
Winters, (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1779. Resolution authorizing the Controller to transfer from Appropriation 1063, Permanent Salaries, Department of City Treasurer, \$1,500.00 to Appropriation 1065, Miscellaneous Service, Department of City Treasurer, for prebiling tax bills.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland
Garland
Malone

McArdle
Robertson
Winters, (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1778. Resolution authorizing and directing the City Controller to transfer the sum of \$116.00 from Code Account 1045, Salaries regular employes, City Architect, to Code Account 1696, Equipment, North Side Market.

In Finance Committee, November 14, 1922.

Read and amended by striking out the words "1045, Salaries regular employes, City Architect," and by inserting in lieu thereof the words "1694, Materials, N. S. Market," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland
Garland
Malone

McArdle
Robertson
Winters, (Pres.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1776. Resolution authorizing the issuing of a warrant in favor of Dunn & Ryan Contracting Company for the sum of \$3,861.70, for the payment of claim for extra work in the construction of the Hazelwood Avenue Sewer, and charging the same to Appropriation No. 227, Hazelwood Avenue Sewer Bonds.

In Finance Committee, November 14, 1922, read and ordered returned to council with an affirmative recom-

mentation, contingent on report from Director Finley.

Which was read.

Mr. Garland also presented

No. 1860. Report of the Director of the Department of Public Works transmitting report from Fred W. Lyon, Chief Engineer, Bureau of Engineering, on Bill No. 1776, Resolution for a warrant in favor of Dunn & Ryan Contracting Company, for \$3,861.70, extra work in construction of Hazelwood avenue sewer.

Which was read and referred to the Committee on Finance.

Mr. Herron moved

That the resolution be recommended to the Committee on Finance.

Which motion prevailed.

Mr. Malone presented

No. 1861. Report of the Committee on Public Works for November 14, 1922, transmitting two ordinances and two resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 1773. An Ordinance entitled, "An Ordinance authorizing and directing the Grading, Paving and Curbing of Jackson street, from Mellon street to North Highland avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1786. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the regrading, repaving, recurbing and otherwise improving of certain streets forming part of, and connecting approaches to the Sixteenth Street Bridge, describing the same, and authorizing the setting aside of the sum of Seventy-nine Thousand (\$79,000.00) Dollars from the proceeds derived from the sale of 'Sixteenth Street Bridge Approach Bonds, 1922,' for the payment of the cost thereof."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1787. Resolution authorizing the issuing of a warrant in favor of Jas. H. McQuade & Sons

Company for the sum of \$4,283.33, for extra work done on the contract for the improvement of Washington boulevard, from Heth's Run Bridge eastwardly to present paving in Highland Park, and charging the same to Highland Park Improvement Bonds, 1919, Bond Fund Appropriation No. 213.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Forland
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Also

Bill No. 1738. Resolution authorizing the issuing of a warrant in favor of Mike Mannella for the sum of \$4,306.50, payment of certain additional work done in connection with the contract for the construction of a main and branch trunk sanitary sewer, Saw Mill Run Drainage Basin, extending along Woodstock avenue, McKnight street, Banksville avenue and private property, Contract No. 2, and charging the same to Bond Fund Appropriation No. 214, Contract No. 1287.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Mr. Borland presented

No. 1862. Report of the Committee on Public Service and Surveys for November 14, 1922, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1780. An Ordinance entitled, "An Ordinance changing the name of Kennedy road, between Dunmoyle street and Fair Oaks street, to 'Kipling Road.'"

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Forland
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1781. An Ordinance entitled, "An Ordinance granting unto the Great Atlantic & Pacific Tea Company and John E. Born, their suc-

cessors and assigns, the right to construct, maintain and use a switch track on and across a section of West-
inghouse Park and Murtland avenue
located at Murtland avenue and the
Pennsylvania Railroad Right-of-way,
connecting said track with the indus-
trial track of the Pennsylvania Rail-
road, 14th Ward, Pittsburgh, Pa."

Which was read.

Mr. Borland moved

A suspension of the rule to
allow the second and third readings
and final passage of the bill.

Which motion prevailed.

And the bill was read a second time
and agreed to.

And the bill was read a third time
and agreed to.

And the title of the bill was read
and agreed to.

And on the question, "Shall the bill
pass finally?"

The ayes and noes were taken agree-
ably to law, and were:

Ayes—Messrs.

Anderson	Malone
Eorland	McArdle
Garland	Robertson
Herron	Winters (Pres.)

Ayes—8.

Noes—None.

And a majority of the votes of coun-
cil being in the affirmative, the bill
passed finally.

MOTIONS AND RESOLUTIONS.

Mr. McArdle moved

That the President of Council
be requested to call a special meeting
of Council for Wednesday, November
22nd, 1922, at 4 o'clock, P. M., for the
purpose of taking action on the ordi-
nance fixing the tax rate and water
rates, and any other business that
may come before the meeting.

Which motion prevailed.

Mr. McArdle moved

That the City Clerk be direct-
ed to immediately send to the printer
the ordinance fixing the tax rate and
water rates, and have same ready for
use of Council at special meeting on
Wednesday, November 22, 1922, at 4
o'clock, P. M.

Which motion prevailed.

The Chair presented

No. 1863.

Whereas, at a conference of
the Mayor and the members of Coun-
cil, held April 14th, 1922, Mr. A. W.
Thompson, representing the Philadel-
phia Company, deposited with the City
of Pittsburgh, a check for \$50,000.00,
being a deposit on the offer of said
Company of \$366,240.00, for the pur-
chase of the Public Safety Building on
Sixth avenue; and

Whereas, this offer is made condi-
tioned that Cherry way be made a
fifty foot street; Therefore, be it

Resolved, That the City Solicitor be
requested to prepare, for early intro-
duction in Council, an ordinance au-
thorizing the proper officers of the
City to sell said property, known as
the Public Safety Building, to the
Philadelphia Company for the pur-
chase price of \$366,240.00, the deed to
show the property to the line of the
proposed 50 foot street (Cherry way.)

Which was read.

Mr. Robertson moved

The adoption of the resolu-
tion.

Which motion prevailed.

Mr. Robertson moved

That the Minutes of the pro-
ceedings of Council, at a meeting held
on Monday, November 13, 1922, be ap-
proved.

Which motion prevailed.

And on motion of Mr. McArdle

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Wednesday, November 22nd, 1922.

No. 50.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.

Wednesday, November 22, 1922 .

Council met pursuant to the following call:

Pittsburgh, November 20, 1922.

Mr. E. J. Martin,
Clerk of Council.

Dear Sir:—

Please call a special meeting of Council for Wednesday, November 22, 1922, at 4 o'clock P. M., for the purpose of taking up the Tax Levy and Water Rent Ordinance, and such other business as may come before the meeting.

Yours very truly,

Daniel Winters,
President of Council.

Which was read, received and filed.

Present—Messrs.

Anderson
Garland
Herron

Malone
McArdle
Winters (Pres.)

Absent—Messrs.

Borland
English

Robertson

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 1864. Report of the Committee on Finance for November 21, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Mr. Garland moved

A suspension of Rule VIII, providing that all bills, ordinances and resolutions, when returned from committee, shall be printed and a copy of each mailed to each member of council at least 48 hours previous to their consideration by Council.

Which motion prevailed.

Mr. Garland also presented, with an affirmative recommendation,

Bill No. 1811. An Ordinance entitled, "An Ordinance levying and assessing taxes and water rent for the fiscal year beginning January 1, 1923, and ending December 31, 1923, upon all property subject to taxation within the limits of the City of Pittsburgh."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Garland
Herron

Malone
McArdle
Winters (Pres.)

Ayes—4.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

PRESENTATIONS.

Mr. Garland presented.

No. 1865. An Ordinance providing for the letting of a contract or contracts for the erection of a combination Police Station and Engine House on property now owned by the City of Pittsburgh at the Northwest corner of Federal and Ohio streets, North Side, Pittsburgh."

Which was read and referred to the Committee on Public Safety.

And on motion of Mr. McArdle,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI.

Monday, November 27th, 1922.

No. 51.

Municipal Record

NINETY-SECOND COUNCIL.

COUNCIL

DANIEL WINTERSPresident
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.

Monday, November 27, 1922.

Council met.

Present—Messrs.

Garland McArdle
Herron Robertson
Malone Winters (Pres.)

Absent—Messrs.

Anderson English
Borland

PRESENTATIONS.

Mr. Garland presented

No. 1866. Resolution authorizing the issuing of a warrant in favor of George Bummer for \$150.00 in full settlement of any and all claims for damages which he might have against the City of Pittsburgh arising out of an accident that occurred on April 1, 1922, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 1867. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$3,100.00 from Code Account No.

1732 A-1, Salaries, Managing Engineer, Bureau of Water, to Code Account No. 1530, General Street Repaving Fund, for the purpose of paying the cost and expense of Regrading and Repaving Try way.

Also

No. 1868. Resolution authorizing and directing the City Controller to transfer funds required for gas and electric current for the balance of the fiscal year, which sums as designated shall be and are hereby set apart and appropriated as reserves on the various contracts for such service, as follows:

From Appropriation 1771, Contract No. 1395, Miscellaneous Services, Bureau of Light....\$2,800.00

To Appropriation 1544, Contract No. 1386, Supplies, Division of Bridges, Bureau of Engineering..... 35.00

To Appropriation 1614, Contract No. 1387, Supplies, Division of Stables & Yards, Bureau of Highways & Sewers 900.00

To Appropriation 1693, Contract No. 1391, Supplies, North Side Market, Bureau of City Property 65.00

To Appropriation 1707, Contract No. 1392, Supplies, South Side Market, Bureau of City Property 200.00

To Appropriation 1720, Supplies, Comfort Stations, Bureau of City Property 800.00

To Appropriation 1728, Supplies, Exposition building, Bureau of City Property..... 300.00

To Appropriation 1831, Supplies, Highland Zoo, Bureau of Parks 500.00

Also

No. 1869. Resolution authorizing and directing the City Controller

to transfer the sum of \$3,000.00 from Code Account 1080 (Public Utilities Litigation) to Code Account No. 1077, Witness Fees, Department of Law.

Also

No. 1870. Resolution authorizing and directing the Mayor to execute and deliver a deed to Wm. J. Patterson for Lot No. 2 in A. L. Watkins Plan, located on Stanton avenue, Tenth Ward, for the sum of \$200.00.

Also

No. 1871. Resolution authorizing the City Solicitor to satisfy certain liens filed against the property of A. C. Robertson, deceased, situate at the corner of Whitman and Hobart streets, 14th Ward, upon the payment of Forty per cent. of the principal and interest of liens.

Which were severally read and referred to the Committee on Finance.

Also

No. 1872. An Ordinance amending and supplementing portions of Section 2, of an ordinance entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof," approved by the Mayor October 3rd, 1922.

Which was read and referred to the Committee on Public Safety.

Mr. Herron presented

No. 1873. Resolution authorizing and directing the Librarian and Custodian of Building of the Carnegie Free Library of Allegheny to grant the free use of the auditorium of the Carnegie Free Library of Allegheny to the Department of City Planning on Thursday evening, December 7, 1922.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Malone presented

No. 1874. An Ordinance authorizing and directing the construction of a public sewer on Emerald street, from a point about 90 feet south of McClain street to the existing sewer on McClain street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1875. An Ordinance authorizing and directing the construction of a public sewer on Lamont street, from a point about 15 feet west of

A street, to the existing sewer on Lamont street at B street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were read and referred to the Committee on Public Works.

Also

No. 1876. Communication from James J. McAfee, Attorney-at-Law, asking for a hearing on the agreement between the Pennsylvania Railroad Company and the City of Pittsburgh relative to certain improvements in the downtown section of the City.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. McArdle presented

No. 1877. Petition of residents of Bryant street asking that the public sewer on Bryant street be enlarged.

Also

No. 1878. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of retaining walls on the westerly line of Ruth street, in front of property owned by Stuckeman Brothers, and authorizing the setting aside of the sum of \$5,000.00 from for the payment of the cost thereof.

Which were read and referred to the Committee on Public Works.

Also

No. 1879. An Ordinance establishing the grade of Amman street, from Stapleton street to Blaine street.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 1880. Resolution authorizing the issuing of a warrant in favor of the Animal Rescue League of Pittsburgh for the sum of \$1,073.13 covering work done during the month of October, 1922, and charging same to Code Account No. 1460, Item B, Miscellaneous Services, Bureau of Police.

Which was read and referred to the Committee on Public Safety.

Mr. Robertson presented

No. 1881. Resolution authorizing the issuing of a warrant in

favor of Frank and Felix Diulus for the sum of \$40.80, in full payment for extra work incident to laying water lines on Spring Garden avenue and connecting streets, and charging same to Appropriation No. 203, Water Bonds, Series "A", 1919.

Also

No. 1882. Resolution authorizing the issuing of a warrant in favor of Booth & Flinn, Ltd., for the sum of \$11,792.06 in full payment for labor furnished incident to laying and relaying 6-inch water line on Brownsville avenue from East Carson street to Warrington avenue, and charging same to Appropriation No. 203, Water Bonds, Series "A", 1919.

Which were read and referred to the Committee on Filtration and Water.

Also

No. 1883. An Ordinance providing for the letting of a contract or contracts for the furnishing of one (1) motion picture machine for the Tuberculosis Hospital, Leech Farm.

Which was read and referred to the Committee on Health and Sanitation.

The Chair presented

No. 1884. Resolution authorizing and directing the City Controller to set apart and appropriate the sum of \$62.20 in Appropriation No. 42, Contingent Fund, for the purpose of laying a 3-plank walk on Sharon street between Mt. Oliver street and Amanda street, a distance of approximately 200 feet, and authorizing and directing the Director of the Department of Public Works to have the boardwalk laid as described above.

Also

No. 1885. Resolution authorizing and directing the City Controller to set aside in Appropriation No. 42, Contingent Fund, the sum of \$385.70 for the construction of a two-plank walk on Kearns street, from Freewalt street a distance of 1250 feet, and authorizing and directing the Director of the Department of Public Works to have the walk constructed as described above.

Also

No. 1886. Resolution authorizing and directing the City Controller to set aside in Appropriation No. 42, Contingent Fund, the sum of \$550.00 for the construction of a two-plank walk with rail on David and Brunot

streets, from Whitt street to George street, and authorizing and directing the Director of the Department of Public Works to have the walk constructed as described above.

Also

No. 1887. Communication from Bakery and Confectionery Workers' Union of America submitting scale of wages to be paid union bakers, and asking that the sum of \$200.00 a month be set up in the appropriation ordinance for the Baker employed at the City Home and Hospital.

Also

No. 1888. Communication from International Institute, Service Bureau for Foreign Speaking Peoples, asking that the Morals Court remain in the downtown section of the City.

Also

No. 1889. Communication from Trustees of the Trinity Ev. Lutheran Church asking for refund of taxes of 1922 on church property situated on Sidney street near South 21st street, which is used by the Bureau of Recreation.

Also

No. 1890. Communication from Kinnear, McCloskey and Best asking that his clients, Mary Alice Hughes, Thomas Edward Metcalfe and Margaret Agnes Lyda, be exonerated from payment of liens filed at M. L. D. 3 October Term 1922 against their property on account of the improvement of Warrington avenue.

Also

No. 1891. Communication from McKeown & Rodgers asking that all printing done for the City of Pittsburgh be done by firms located in the City.

Which were severally read and referred to the Committee on Finance.

Also

No. 1892. Communication from Lincoln District Board of Trade asking that the gas lamps in the streets and alleys in the 12th Ward be replaced by electric lights.

Also

No. 1893. Communication from the Lincoln District Board of Trade asking that Lincoln avenue roadway be widened to a width of 36 feet.

Which were read and referred to the Committee on Public Works.

Also

No. 1894. Communication from the Brookline Board of Trade complaining of the condition of water furnished the residents of certain parts of the 19th Ward by the South Pittsburgh Water Company.

Which was read and referred to the Committee on Filtration and Water.

Also

No. 1895.

DEPARTMENT OF LAW

Pittsburgh, November 25, 1922.

City Council.

Gentlemen:

On Bill No. 1802, requesting a report from this Department of a case recently decided in New Jersey that may have some bearing upon a proposed Zoning Ordinance, I desire to report that I find upon investigation the case in question in that of Roamer Realty Company vs. Board of Commissioners of the Borough of Haddonfield.

It appears that in 1915 the Borough passed an ordinance providing that no frame, or partly frame, houses should be erected within 200 feet of any part of King's highway or Main street without the consent of the Board of Commissioners, and also that no building of any kind less than two stories high shall be erected on the aforesaid streets within 80 feet of any building or fence line without the consent of the Board of Commissioners.

In the Act of New Jersey Regulating Boroughs, Revision of 1897, it is provided that—

"The Borough Council of every borough shall have power by ordinance to regulate, control and prescribe the method and manner of building, constructing, altering or removing dwelling houses and all other buildings or structures of every kind and nature, erected or to be erected in any such borough and the kind and quality of the materials to be used therein, and to prohibit within certain limits, to be from time to time prescribed by ordinance, the building or erection of any dwelling, building or structure of wood or other combustible material."

and the Court held that height regulation of the ordinance was not a valid exercise of the police power, and that there was no more fire hazard from a two-story building than from a one-story building. The Court therefore held that that portion of the ordinance regulating the height of buildings would be excised, and that the remainder of the ordinance would be held valid.

It will be observed that this is not in any sense of the word a zoning ordinance based upon a zoning statute. The statute was undoubtedly passed for the purpose of preventing fires and that provision of the ordinance questioned was not calculated to add or further the statutory intent.

I am of the opinion that the case is not authority for the proposition that under a proper delegation of power a municipality cannot regulate the height and bulk of buildings.

Yours truly,

THOS. M. BENNER,

First Assistant City Solicitor.

Which was read.

Mr. Garland moved

That the report be received and filed.

Which motion prevailed.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 1896. Report of the Committee on Finance for November 21, 1922, transmitting an ordinance and sundry resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1814. An Ordinance entitled, "An Ordinance amending an ordinance entitled, 'An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with the Borough of Homestead, in the manner and form provided for herein, for the purpose of enabling the City of Pittsburgh to sell water to the Borough of Homestead, subject to the terms and conditions herein provided,' which became a law November 13, 1922."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Garland	McArdle
Herron	Winters (Pres.)
Malone	

Noes—Messrs.

Robertson.

Ayes—5.

Noes—1.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1816. Resolution authorizing the issuing of a warrant in favor of H. D. Shawkey Company in the sum of \$471.34 for one (1) automobile for the Supervisor of City Stables, same to be chargeable to and payable from Code Account 1044.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Garland	McArdle
Herron	Robertson
Malone	Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Also

Bill No. 1815. Resolution authorizing and directing the City So-

licitor to enter satisfaction of record of the lien for city taxes filed at D. T. D. No. 699, January Term, 1923, against Sarah L. Thomas, Rosie Randall and Alexander Randall, in the sum of \$167.01, without payment of any money, and charging the costs to the City of Pittsburgh.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Garland	McArdle
Herron	Robertson
Malone	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1837. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Rachel Browarsky on account of charge for water in the sum of \$26.68, being 50 per cent. of the excess meter rate over the former flat rate, on premises at 17 Townsend street, 3rd Ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Garland	McArdle
Herron	Robertson
Malone	Winters (Pres.)

Noes—None.

Ayes—6.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1833. Resolution authorizing and directing the City Controller to set aside in Code Account No. 42, Contingent Fund, the sum of \$450.00 for repairing the steps leading from East street to the McNaugher School, and authorizing and directing the Director of the Department of Public Works to proceed with the work and have same completed at an early date.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1835. Resolution authorizing and directing the City Controller to set apart and appropriate from Code Account No. 42, Contingent Fund, the sum of \$300.00, as follows:

For the construction of boardwalks and steps from the end of Alexis street up the hillside to Greenfield avenue, and authorizing and directing the Director of the Department of Public Works to have the boardwalk and steps constructed as described above.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1804. Resolution authorizing, empowering and directing the City Controller to make the following transfers in the Bureaus of Police, Fire, Electricity and Building Inspection in the Department of Public Safety, to-wit:

	Amount
From Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1447, Item B, Miscellaneous Serv- ices, Bureau of Police.....	\$1,000.00
From Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1448, Item B, Carfare, Bureau of Police	600.00
From Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Po- lice, to Code Account No. 1449, Item C, Supplies, Bu- reau of Police	5,000.00
From Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1460, Item B, Miscellaneous Serv- ices, Dog Pound, Bureau of Police	4,500.00
From Code Account No. 1469, Item F, Fire Hose, Bureau of Fire, to Code Account No. 1464, Item C, Supplies, Bu- reau of Fire	5,000.00
From Code Account No. 1472, Item A-1, Salaries, Regular Employees, Bureau of Elec- tricity, to Code Account No. 1480, Item L, Firemen's Dis- ability Fund, Bureau of Electricity	10.00
From Code Account No. 1481, Item A-1, Salaries, Regular Employees, Bureau of Building Inspection, to Code Account No. 1482, Item B, Miscellan- eous Services, Bureau of Building Insection	350.00

From Code Account No. 1481,
Item A-1, Salaries, Regular
Employee, Bureau of Building
Inspection, to Code Account
No. 1483, Item C,
Supplies, Bureau of Building
Inspection 200.00

Which was read.

Mr. Garland moved

A suspension of the rule to
allow the second and third readings
and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended,
the resolution was read a second and
third times, and upon final passage,
the ayes and noes were taken and be-
ing taken were:

Ayes—Messrs.

Garland	McArdle
Herron	Robertson
Malone	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of coun-
cil being in the affirmative, the reso-
lution passed finally.

Also

Bill No. 1805. Resolution author-
izing, empowering and directing the
City Controller to make the following
transfers in the General Office of the
Department of Public Safety and the
Bureau of Fire, to-wit:

From Code Account No. 1426,
Item A-1, Salaries, Regular
Employee, General Office, De-
partment of Public Safe-
ty, to Code Account No. 1428,
Item A-3, Wages, Regular
Employee, General Office,
Department of Public Safe-
ty \$3,000.00

From Code Account No. 1426,
Item A-1, Salaries, Regular
Employee, General Office,
Department Public Safety,
to Code Account No. 1429,
Item E, Miscellaneous Ser-
vices, General Office, De-
partment Public Safety..... 200.00

From Code Account No. 1468,
Item F, Equipment and Ma-
chinery, Bureau of Fire,
to Code Account No. 1430,
Item C, Supplies, General Of-
fice, Department of Public
Safety 4,000.00

From Code Account No. 1426,
Item A-1, Salaries, Regular
Employee, General Office,

Department Public Safety,
to Code Account No. 1432,
Item E, Repairs, General
Office, Department of Pub-
lic Safety 50.00

From Code Account No. 1426,
Item A-1, Salaries, Regular
Employee, General Office,
Department of Public Safety,
to Code Account No. 1437,
Item C, Supplies, Division of
Weights and Measures,
General Office, Department
of Public Safety 50.00

From Code Account No. 1426,
Item A-1, Salaries, Regular
Employee, General Office,
Department of Public Safe-
ty, to Code Account No.
1441, Item B, Miscellaneous
Services, Division of Boiler
Inspection, General Office,
Department of Public Safe-
ty 50.00

Which was read.

Mr. Garland moved

A suspension of the rule to
allow the second and third readings
and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended,
the resolution was read a second and
third times, and upon final passage,
the ayes and noes were taken and be-
ing taken were:

Ayes—Messrs.

Garland	McArdle
Herron	Robertson
Malone	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of coun-
cil being in the affirmative, the reso-
lution passed finally.

Also

Bill No. 1819. Resolution au-
thorizing and directing the City Con-
troller to transfer from Code Account
No. 1613, Miscellaneous Services,
Stables and Yards, to Code Account
No. 1648, Miscellaneous Services, Di-
vision of Public Utilities, the sum of
\$300.00.

Which was read.

Mr. Garland moved

A suspension of the rule to
allow the second and third readings
and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Garland	McArdle
Herron	Robertson
Malone	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1820. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000 from Appropriation Account No. 1752, Wages Regular Employees, to Appropriation Account No. 1753, Wages Temporary Employees, Department of Public Works, Bureau of Water, Mechanical Division.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Garland	McArdle
Herron	Robertson
Malone	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1821. Resolution authorizing and directing the City Controller to transfer \$114.43 from Code Account 1547-E, Bridge Repairs, Division of Bridges, Bureau of Engineering, to Contract No. 1331, with A. R. Van Horn for alteration to the drainage system of Larimer Avenue Bridge, Code Account 1547-E.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Garland	McArdle
Herron	Robertson
Malone	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1822. Resolution authorizing and directing the City Controller to transfer the sum of \$400.00 from Code Account No. 1109-C, Supplies, City Planning, to Code Account No. 1095-B, Miscellaneous Services, Department of Assessors.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Garland	McArdle
Herron	Robertson
Malone	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1823. Resolution authorizing and directing the City Controller to transfer the sum of \$350.00 from Code Account 1269, Salaries Regular Employees, Division of Housing and Sanitary Inspection, to Code Account 1265, Supplies, Division of Plumbing and House Drainage, all in the Bureau of Sanitation, Department of Public Health.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Garland	McArdle
Herron	Robertson
Malone	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1824. Resolution authorizing and directing the City Controller to transfer the sum of \$500 from Code Account 1281, Salaries Regular Employees, Division of Dairy Inspection, and the sum of \$700.00 from Code Account 1291, Salaries Regular Employees, Division of Milk and Miscellaneous Food Inspection, to Code Account 1283, Miscellaneous Services, Division of Dairy Inspection, all in the Bureau of Food Inspection, Department of Public Health.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Garland	McArdle
Herron	Robertson
Malone	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1826. Resolution authorizing and directing the City Controller to transfer the sum of \$140.00 from Code Account No. 1152, Repairs, to Code Account No. 1148, Wages, Regular Employees, and the sum of \$500 from Code Account No. 1152, Repairs, to Code Account No. 1154, Salaries, Regular Employees, Woods Run Branch, Carnegie Free Library, North Side.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Garland	McArdle
Herron	Robertson
Malone	Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1832. Resolution authorizing and directing the City Controller to transfer the following sums, amounting to \$17,000.00, from the respective appropriations of the General Office and the Pittsburgh City Home and Hospitals, set forth, to Code Account 1320, Supplies, Pittsburgh City Home and Hospitals, Department of Charities:

\$ 3,000.00 from Code Account 1308, Quarantine Relief and Burial, General Office,

5,000.00 from Code Account 1316, Salaries, Regular Employees, Pittsburgh City Home and Hospitals,

4,000.00 from Code Account 1317, Wages, Regular Employees, Pittsburgh City Home and Hospitals,

5,000.00 from Code Account 1352, Wages, Regular Employees, Pittsburgh City Home and Hospitals,

\$17,000.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.
 Garland McArdle
 Herron Robertson
 Malone Winters (Pres.)

Ayes—6.
 Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Mr. Malone presented

No. 1897. Report of the Committee on Public Works for November 15th, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 416. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the regrading and repaving to the full width of Try way, from Second avenue to Greenough street, and providing for the payment of the cost thereof.

In Public Works Committee, November 21, 1922.

Read and the Clerk of the Finance Committee to supply the proper Code Account to which to charge the cost of this improvement.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Malone moved

To amend the bill in Section 2, by inserting in the blank space, the words "Code Account No. 1590, General Repaving, Schedule E."

Which motion prevailed.

And the bill having been printed, as amended, and placed upon the members' desks, was agreed to, as amended, on second reading.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.
 Garland McArdle
 Herron Robertson
 Malone Winters (Pres.)

Ayes—6.
 Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Malone also presented

No. 1898. Report of the Committee on Public Works for November 21, 1922, transmitting several resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1828. Resolution authorizing the issuing of warrants in favor of Walter S. Rae for the sum of \$149.50, for extra work in Ellsworth avenue bridge, and \$20.00, for extra work on Spahr street Bridge, and charging the said amounts to Code Account No. 1547-E.

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.
 Garland McArdle
 Herron Robertson
 Malone Winters (Pres.)

Ayes—6.
 Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Also

Bill No. 1830. Resolution authorizing the issuing of a warrant in favor of the Hughes-Foulkrod Company for the sum of \$1,031.76, for extra work done on contract for the Boulevard of the Allies, Viaduct No. 1, Concrete Slab, Railing, etc., Con-

tract No. 2, and charging same to No. 207 Bond Issue of 1919.

Which was read.

Mr. **Malone** moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1829. Resolution authorizing the issuing of a warrant in favor of the Packard Motor Company in the sum of \$1,531.30, for repairs to Asphalt Truck No. 11, necessitated by collision between said truck and Pittsburgh Railways car No. 4657, and that the said amount be charged to Appropriation No. 1657, Repairs, Asphalt Plants.

In Public Works Committee, November 21, 1922.

Read and ordered returned to council with an affirmative recommendation, subject to report from the Law Department.

Which was read.

Mr. **Malone** also presented

No. 1899.

City of Pittsburgh, Penna.

DEPARTMENT OF LAW

November 27, 1922.

To the Council:
Gentlemen:

In reference to Bill No. 1829, which is a resolution for a warrant in favor of the Packard Motor Company for \$1,531.30, for repairs to Asphalt Truck No. 11, which was damaged by a street car belonging to the Pittsburgh Railways Company, it is the opinion of this Department, based upon an examination of the papers on file in this

matter, that the accident to this truck was caused by the negligence of the Pittsburgh Railways Company by reason of the failure of the motorman of street car No. 67 to make a safety stop while nearing Dallas avenue, on December 16, 1920.

Accordingly, this Department will immediately take this matter up with the Pittsburgh Railways Company with the view of having them reimburse the City for the amount to be paid by it to the Packard Motor Company.

Respectfully,

RICHARD W. MARTIN,
City Solicitor.

Which was read, received and filed.

Mr. **Malone** moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Mr. **McArdle** presented

No. 1900. Report of the Committee on Public Service and Surveys for November 21, 1922, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1806. An Ordinance entitled, "An Ordinance establishing the grade of Wilt street, from Haslage avenue to Leister street."

Which was read.

Mr. **McArdle** moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1807. An Ordinance entitled, "An Ordinance re-establishing the grade of Leister street, from Wilt street to Brickell street."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1808. An Ordinance entitled, "An Ordinance re-establishing the grade of Yetta avenue, from Wilt street to Hunnell street."

Which was read.

Mr. McArdle moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Garland
Herron
Malone

McArdle
Robertson
Winters (Pres.)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Herron presented

No. 1901. Report of the Committee on Health and Sanitation for November 21, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also

Bill No. 1809. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts by the Mayor and the Director of the Department of Public Health for the collection, removal and disposal of rubbish and garbage within the limits of the City of Pittsburgh for a period of one year from January 1, 1923."

In Health and Sanitation Committee, November 21, 1922.

Read and ordered returned to council with an affirmative recommendation, and the Department of Public Health to furnish Council with a report as to the estimated cost for the removal of garbage and rubbish.

Which was read.

Mr. Herron also presented.

No. 1902.

CITY OF PITTSBURGH, PENNA.
DEPARTMENT OF PUBLIC HEALTH
November 23, 1922.

To the President and Members
of the City Council,
Pittsburgh, Pa.

Gentlemen:

In compliance with the wishes of your Committee on Health and Sanitation, at a meeting held November

21, 1922, relative to the cost of collecting, removing and disposing of rubbish and garbage, please be advised that I am of the opinion that the total approximate cost of the collection, removal and disposal of rubbish and garbage for the year 1923 will be \$1,377,000—less any rebate that may revert back to the City by the present conditions of the contract; that is, that the contractor shall reduce said rate to a rate equal to the cost of doing the work, plus \$1.50 per ton net profit. This rebate in the year 1921 amounted to \$68,083.94.

This amount of \$1,377,000 is reached by estimating the probable collection of garbage and rubbish to be approximately 90,000 tons each, at the present rate, namely: \$7.03 per ton for garbage and \$8.27 ton for rubbish.

I am of the opinion, from interviews with the Presidents of the companies now holding the contracts, that there will be no reduction in the price per ton, in their bid for this work during the year 1923. The total collection of garbage for the year 1921 was 90,642, and rubbish 87,116. For the first 10 months of this year the garbage collection for this city exceeds by 953 tons the garbage collections for the same period of last year; and the collection of rubbish shows a decrease of 241 tons as compared with the first ten months of 1921. The increase in the collection of garbage justifies my belief that the cost of the collection, removal and disposal of garbage and rubbish for the year 1923 will equal the amount as estimated and submitted to you in my budget.

Very truly yours,

C. J. VAUX,

Director.

Which was read, received and filed.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time, and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs. [illegible] and [illegible] 11
Noes—None

And a majority of the votes of council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Malone presented

No. 1903. Resolution directing the filing of the Major Street Plan of the Citizens Committee on City Plan, dated September, 1921, with the Department of City Planning and the Department of Public Works, and instructing the officials of these departments to take said Major Street Plan into consideration in the planning, development and improvement of the main thoroughfares of the City, and, in all recommendations and reports to Council with reference to the planning, development and improvement of such streets of the City, to cite and discuss the recommendations of said Major Street Plan in connection therewith.

Also

No. 1904. Resolution directing that the Playground and Athletic Center Plan of the Citizens Committee on City Plan be filed with the Department of Public Works of the City of Pittsburgh, and that this department, the officials and engineers of the City be instructed to take said plan into consideration in the planning, development and improvement of the playgrounds and athletic centers of the city and, in all recommendations and reports to Council with reference to the planning, development and improvement of such playgrounds and athletic centers of the city, to cite and discuss the said recommendations.

Which were read and referred to the Committee on Public Works.

The Chair presented

No. 1905.

Whereas, The South 22nd Street Bridge has been closed to vehicle traffic for some time, street cars having just started to use the bridge, and other vehicles are compelled to go around by the South 10th Street Bridge; and

Whereas, the business and manufacturing interests, as well as the public generally, are complaining over what seems to be an unnecessary delay in repairing this bridge; Therefore, be it

Resolved, That the Director of the Department of Public Works be requested to furnish Council with a report showing when the work was started, when it will be completed, and the cause of the delay in repairing the South 22nd Street Bridge.

Which was read.

Mr. Robertson moved

The adoption of the resolution.

Which motion prevailed.

Mr. Malone moved

That the Minutes of the proceedings of Council at meetings held on Monday, November 20, 1922, and Wednesday, November 22, 1922, be approved.

Which motion prevailed.

The Chair also presented

No. 1906. Resolution authorizing and directing the City Controller to transfer the sum of \$475.00 from Code Account No. 1607, Salaries, Division Offices, to Code Account No. 1620, Repairs, Buildings, Bureau of Highways and Sewers.

Also

No. 1907. Communication from A. A. Stillwagen, of W. B. Dawson & Co., offering to sell to the City of Pittsburgh property on Ohio street, known as the "B. White Building" or "Allegheny Building" for the use of several of the departments of the City government proposed to be moved to the North Side, for the consideration of \$260,000.00.

Which were read and referred to the Committee on Finance.

And on motion of Mr. Robertson

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI

Monday, December 4, 1922

No. 52

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERSPresident
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.

Monday, December 4, 1922.

Council met.

Present—Messrs:

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

PRESENTATIONS

Mr. Anderson presented

No. 1908. Petition of residents and property owners for the repaving of Hargrove street, 19th Ward.

Which was read and referred to the Committee on Public Works.

Mr. Garland presented

No. 1909. Resolution authorizing the issuing of warrants in favor of J. P. Clancey, District Commissioner, for \$26.75; Clyde S. Edeburn, City Detective, for \$103.61, and John J. Ford, District Commissioner, for \$55, for expenses incurred by them in pursuing criminals and securing evidence against violators of the law, and

charging same to Code Account No. 42.

Also

No. 1910. Resolution authorizing and directing the City Controller to transfer the sum of \$500.00 from Appropriation Account No. 1742, Regular Salaries, to Appropriation Account No. 1749, Repairs, Filtration Division, Bureau of Water, Department of Public Works.

Also

No. 1911. Resolution authorizing and directing the City Controller to make the following transfers:

\$3,750.00 from Code Account No. 1591½, Foot Passage, Boulevard of Allies,

\$1,500.00 from Code Account No. 1592 A-4, Wages, Temporary Employees, Construction and Maintenance of Fences;

\$ 700.00 from Code Account No. 1553, Materials, Bridge Repairs;

\$1,000.00 from Code Account No. 1560, Materials, Bridge Repainting;

To the following code account:

\$6,950.00 to Code Account No. 1542, A-1, Salaries, Division of Bridges, Bureau of Engineering.

Also

No. 1912. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account No. 1656, Materials, Asphalt Plants, to Code Account No. 1655, Supplies, Asphalt Plants.

Also

No. 1913. Resolution authorizing and directing the Mayor to execute and deliver a deed to C. L. Ludwig for Lot No. 6, located on Howard street, 24th Ward, for the sum of \$350.

Also

No. 1914. Communication from Herbert Dupuy asking for exoneration

of taxes by reason of demolished building, known as No. 507 Liberty avenue.

Which were severally read and referred to the Committee on Finance.

Also

No. 1915. An Ordinance amending Section 2 of an ordinance entitled, "An Ordinance granting the consent of the City of Pittsburgh to the erection by the Commissioners of Allegheny County of a monument in Schenley Park in honor of the soldiers and sailors of Allegheny County who served in the Spanish-American War," approved September 27, 1922, and recorded in Ordinance Book, Vol. 33, Page 596.

Which was read and referred to the Committee on Parks and Libraries.

Mr. English presented

No. 1916. An Ordinance repealing an ordinance entitled, "An Ordinance designating depositories for the moneys of the City of Pittsburgh, to regulate deposits therein, and to provide for the payment of interest thereon", which became a law October 1, 1912.

Also

No. 1917. An Ordinance amending Section 1 of an ordinance entitled, "An Ordinance fixing the number of officers and employees of the Bureau of Engineering, Department of Public Works, City of Pittsburgh, and the rate of compensation thereof," approved February 15, 1922.

Also

No. 1918. An Ordinance amending Section 1 of an ordinance entitled, "An Ordinance fixing the number of officers and employees of the Oliver Swimming Pool, Bureau of Recreation, Department of Public Works, City of Pittsburgh, and the rate of compensation thereof," approved June 12, 1922.

Also

No. 1919. An Ordinance amending Sections 2 to 18 of an ordinance entitled, "An Ordinance fixing the number of officers and employees of the Bureau of Recreation, Department of Public Works, City of Pittsburgh, and the rate of compensation thereof," approved June 15, 1922.

Also

No. 1920. An Ordinance amending Sections 2 to 91 of an ordinance entitled, "An Ordinance fixing the number of officers and employees of

all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law December 31, 1921.

Which were severally read and referred to the Committee on Finance.

Mr. Herron presented

No. 1921. Petition of residents and property owners of the Ninth Ward asking that the property of Ellen Lyons abutting on Main street be purchased for the extension of Government way from Main street to Urbana way.

Which were read and referred to the Committee on Finance.

Mr. Malone presented

No. 1922. Resolution authorizing and directing the City Controller to set aside in Appropriation No. 42, Contingent Fund, the sum of \$98.30 for the construction of a 3-plank walk on Addison street, from Rose street to the end of street; and authorizing and directing the Director of the Department of Public Works to have the walk constructed as described above.

Which was read and referred to the Committee on Finance.

Also

No. 1923. Petition for the grading, paving and curbing of Fremont place, between Broadway and Mackinaw avenue.

Also

No. 1924. An Ordinance authorizing and directing the grading, paving and curbing of, Fremont place, from Broadway to Mackinaw avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 1925. An Ordinance widening Cherry way, in the Second Ward of the City of Pittsburgh, from Sixth avenue to Liberty avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby; and changing the name thereof to "William Penn Place."

Which were severally read and referred to the Committee on Public Works.

Mr. McArdle presented

No. 1926. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account No. 1020, Efficiency

Fund, Mayor's Office, to Code Account No. 1589, Retaining Wall Schedule, Department of Public Works, for the construction of a retaining wall on the westerly line of Ruth street.

Also

No. 1927. Communication from Mrs. Bertha F. Rauh, Director, Department of Charities, asking for an appropriation of \$6,900.00 for the maintenance of the Mental Health Clinic in the Department.

Which were read and referred to the Committee on Finance.

Also

No. 1928. An Ordinance authorizing the Mayor and the Director of the Department of Charities of the City of Pittsburgh to advertise for and award to the lowest responsible bidder or bidders a contract or contracts for the moving of a frame barn building from its present location over to and upon new foundations prepared for same, on the grounds at the City Home and Hospital, Mayview, Pa., and setting aside the sum of Four Thousand (\$4,000.00) Dollars to provide for the payment of the cost thereof.

Which was read and referred to the Committee on Charities and Correction.

Also

No. 1929. Communication from Mrs. Bertha F. Rauh, Director, Department of Charities, relative to the establishment of a mental health clinic in the Department.

Which was read, received and filed.

Mr. Robertson presented

No. 1930. An Ordinance authorizing the purchase from the Citizens Savings Bank of Pittsburgh, Penna., of a certain tract or piece of land situate in the 25th Ward of the City of Pittsburgh, for the sum of Seven Thousand Five Hundred (\$7,500.00) Dollars, and making appropriation therefor.

Also

No. 1931. Resolution authorizing and directing the City Controller to set aside in Appropriation No. 42, Contingent Fund, the sum of \$300 for the construction of steps leading from East Ohio street to Troy Hill road, and authorizing and directing the Director of the Department of Public Works to have said steps constructed as described above.

Also

No. 1932. Resolution authorizing and directing the City Controller

to set aside in Appropriation No. 42, Contingent Fund, the sum of \$300 for the construction of steps from about 1812 Howard street to East street; and authorizing and directing the Director of the Department of Public Works to have said steps constructed as described above.

Also

No. 1933. Resolution authorizing and directing the City Controller to set aside in Appropriation No. 42, Contingent Fund, the sum of \$337.50 for the construction of steps (known as Grab Steps) at or near 2300 East street to connect with Gershon street; and authorizing and directing the Director of the Department of Public Works to have said steps constructed as described above.

Which were severally read and referred to the Committee on Finance.

Also

No. 1934. Communication from the Washington Heights Board of Trade concerning the laying of a water line along Hallock street and Alta way, 19th Ward.

Which was read and referred to the Committee on Filtration and Water.

The Chair presented

No. 1935. Communication from J. M. Wright, attorney-at-law, relative to obstruction on sidewalk on the southerly side of Aylesboro avenue, between Denniston avenue and Beechwood boulevard, 14th Ward.

Also

No. 1936. Communication from the Fineview Board of Trade asking that the ways connecting with Marsonia and Osgood streets be graded.

Which were read and referred to the Committee on Public Works.

Also

No. 1937. Communication from George P. Kountz, attorney-at-law, relative to the franchise granted by the Borough of Brookline to the South Pittsburgh Water Company for the supply of water to the residents of said borough (which is now a part of the City of Pittsburgh.)

Which was read and referred to the Committee on Filtration and Water.

Also

No. 1938. Communication from Frank L. Hooff asking that the citizens of Bon Air District, 19th Ward, be given better police protection.

Which was read and referred to the Committee on Public Safety.

Also

No. 1939. Report of the Department of Public Works on Bill No. 1905, Resolution relative to work being done on the South 22nd Street Bridge.

Which was read, received and filed.

Also

No. 1940. Communication from Robert M. Ewing, Assistant City Solicitor, submitting report of the meeting held at the City Club in Philadelphia by representatives of the various first, second and third class cities of Pennsylvania for the purpose of drafting legislation to carry into effect the recently adopted Constitutional Amendment permitting Home Rule for cities.

Also

No. 1941. Communication from Committee on Manufacturers of the United States Senate relative to investigation into the price of oil and gasoline.

Which were read and referred to the Committee on Finance.

UNFINISHED BUSINESS.

The Chair took up

Bill No. 561. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Pioneer avenue, from West Liberty avenue to Brookline boulevard, and the construction of a storm sewer for the drainage thereof, including the extension of a lateral storm sewer on Stetson street to a connection with the existing storm sewer on West Liberty avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

In Council, June 12, 1922.

Recalled from the Mayor without action thereon.

Vote reconsidered by which bill was read a second and third times and finally passed, and bill laid on the table.

Which was read.

The Chair presented

No. 1942.

CITY OF PITTSBURGH, PENNA.

November 27, 1922.

Dear Sir:

I wish to suggest that the legislation providing for the paving

of Pioneer avenue be passed out of committee and through council. It was held up, you may recall, at my suggestion last year because of the thinness of the Councilmanic borrowing power.

Gallion avenue is an intersecting street with Pioneer avenue. I think it is a short street but pretty well built up. If the estimated assessment against the City is not great probably it should be included in the Pioneer avenue improvement. I am not clear as to what the estimated cost will be.

Yours truly,

W. A. MAGEE,

Mayor.

Hon. Daniel Winters,
City Clerk's Office,
Pittsburgh, Penna.

Which was read, received and filed.

And the bill, as read a second time, was agreed to.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And there being three-fourths of the votes of council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 1943. Report of the Committee on Finance for November 28,

1922. transmitting two ordinances and sundry resolutions to council.

Which was read, received and filed.

Also

No. 1944.

November 28, 1922.

To the President and Members of
Council of the City of Pittsburgh.

Gentlemen:

The Commission has given thought and study to the proper development of the Saw Mill Run Valley. This investigation has not been as complete as the Commission desires, on account of the amount of time required for the study of the zoning ordinance.

At a special meeting held November 27th, 1922, which was called for the purpose of discussing this proposition, it was the sense of the Commission that it had no objection to the repeal of Ordinances Nos. 586 and 587, approved December 23rd, 1921, which ordinances authorize the condemnation of certain properties in this valley for park purposes.

The Commission has, however, reached the conclusion that it is essential, for the purpose of providing adequate traffic facilities for those sections of the City and County immediately south of the river, that a traffic highway of adequate width should be provided throughout the valley, extending from the West End, following the low lands adjacent to Saw Mill Run, to a connection with Warrington and West Liberty avenues at the south approach to the Liberty Tunnel; and from that point continue along the course of the Run to a connection with Library road and Nobles Lane in Overbrook and Carrick Boroughs. Also that it is imperative that a sanitary sewer be built to take care of the sewage of the present City and possibly for the boroughs immediately adjacent thereto.

In order to carry out this program it seems evident to the Commission that the section between Warrington avenue and Library road is a joint proposition and should be taken care of by an agreement between the City of Pittsburgh, the County of Allegheny and the interested boroughs. Inasmuch as the boroughs and townships adjacent to the City are the chief beneficiaries, it seems to the Commission that a reasonable basis would be for the City to provide a sufficient right of way through this portion of

the valley. This is, of course, subject to an agreement to be entered into between the proper officials of the City of Pittsburgh, the Commissioners of Allegheny County and the officials of the boroughs. The Commission believes that no step should be taken toward acquiring the land for a right of way until a satisfactory agreement for the construction work has been executed.

The section between Woodruff street and Warrington avenue is more particularly a City proposition. A tentative agreement was prepared during the past year, between the City and officers of the Pittsburgh and West Virginia Railway Company and the West Side Belt Railroad Company, which provides for the transfer of certain properties, now owned by the railroad companies, to the City of Pittsburgh. This includes rights of tunneling under the right of way and the tracks of the railroad company, for a sewer and highway adjacent to Woodruff street, the placing of piers in the yards of the West Side Belt Railroad Company, for a proposed viaduct across the valley from the intersection of Boggs and Southern avenues, the vacation of certain streets and the opening and improvement of Dawn avenue, etc. The City, for the properties taken, comprising approximately sixteen (16) acres, was to compensate the railroad companies at the rate of Two Thousand (\$2,000.00) per acre. This property would provide the necessary right of way for both sanitary sewer and highway for approximately one-half the distance between Woodruff street and Warrington avenue.

For the remainder of the distance it is possible that a satisfactory agreement can be effected for the purpose of securing the necessary width of right of way for a roadway. Information relative to the opening of a thirty-three (33) foot roadway through this portion of the valley has recently been obtained. The location of this may have a very material bearing upon the question.

The Planning Commission desires to be of the greatest service to the Council in the solving of this problem and will present, at the earliest possible date, plans for the general improvement of the valley. For this purpose a conference committee, consisting of representatives of the County Planning Commission, the Citizens Committee on City Plan and

your Department of City Planning, is studying this subject.

Yours very truly,

FREDERICK BIGGER,

Secretary.

In Finance Committee, November 28, 1922, read and referred to Council to become part of the record.

Which was read, received and filed, and ordered printed in full.

Also, with an affirmative recommendation,

Bill No. 1442. An Ordinance entitled, "An Ordinance repealing Ordinance No. 586, entitled, 'An Ordinance repealing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of the German Savings and Deposit Bank, Pittsburgh Railways Company, Pittsburgh and West Virginia Railway Company, Annie E. Ritchie, Conrad Schuck, Louis E. Vierheller, Moses P. and Richard E. Walsh, J. Weinmann, et al., William Weinmann et al., Matthias Weinmann and West Side Belt Railroad Company, situate in the Nineteenth Ward of the City of Pittsburgh and Lower St. Clair Township, for public park purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor,' approved December 23, 1921, and recorded in Ordinance Book, Volume 33, Page 164."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1443. An Ordinance entitled, "An Ordinance repealing Ordinance No. 587, entitled, 'An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Christian Burkell, George Columbus and Clara M., his wife, S. A. Craig, Donald Coutts and Ottelia, his wife, Thomas H. Davis, Alexander Dempster, William W. Ford, W. W. Ford, Fairhaven Building & Loan Association, Daniel E. Gallagher and Pauline, his wife, James F. Gilson, J. E. Gargigan, Charles R. Gistler, William Joseph Graney, Frederick Hampe, Robert E. Heber, Eva I. Jamieson, John King and Mary E., his wife, Mary M. Loughran, J. L. Lewis, Mrs. Minnie Lindsay, George H. Lepper, Guy A. Murphy, Stefan Machaj and Stefania, his wife, John R. Miller and Edna, his wife, John C. Miller, Victor H. Myers and Alta, his wife, W. Miller, H. R. Miller, Jas. L. McKee, J. M. McClaren, Pennsylvania Savings & Loan Association, Pittsburgh & West Virginia Railway Company, H. Rautenstrauch, J. Schafer, Leo J. Sweeney and Irene J., his wife, Mrs. A. Steel, Cvijan Valemirovich and Draga, his wife, J. Williams Heirs, and J. B. Zimmerman, situate in the 18th Ward of the City of Pittsburgh for public park purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor,' approved December 23, 1921, and recorded in Ordinance Book, Vol. 33, Page 166."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1728. Resolution authorizing the issuing of a warrant in favor of Mrs. Florence H. Guthrie in the sum of \$356.97 on account of refunding water rent on property at Woodland road, 14th Ward, for the years 1913, 1914, 1915 and 1916, on account of premises being vacant, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Which was read.

Mr. **Garland** moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1866. Resolution authorizing the issuing of a warrant in favor of George Bummer, of 1101 South Side avenue, for \$150.00, in full settlement of any and all claims for damages which he might have against the City of Pittsburgh arising out of an accident that occurred on April 1, 1922, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. **Garland** moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Also

Bill No. 1782. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot No. 70 in the Revised Plan of Herron Hill Park, located on Milwaukee street, 5th Ward, to M. B. Donnelly, for the sum of \$1,200.00.

Which was read.

Mr. **Garland** moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1884. Resolution authorizing and directing the City Controller to set apart and appropriate the sum of \$62.20 in Appropriation No. 42, Contingent Fund, for the purpose of laying a 3-plank walk on Sharon street, between Mt. Oliver street and Amanda street, a distance of approximately 200 feet, and authorizing and directing the Director of the Department of Public Works to have said boardwalk laid as described above.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1885. Resolution authorizing and directing the City Controller to set aside in Appropriation No. 42, Contingent Fund, the sum of \$385.70 for the construction of a two-plank walk on Kearns street, from Freewalt street a distance of 1250 feet, and authorizing and directing the Director of the Department of Public Works to have the walk constructed as described above.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1886. Resolution authorizing and directing the City Controller to set aside in Appropriation No. 42, Contingent Fund, the sum of \$550.00 for the construction of a two-

plank walk with rail on David and Brunot street, from Whitt street to George street, and authorizing and directing the Director of the Department of Public Works to have the walk constructed as described above."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative the resolution passed finally.

Also

Bill No. 1867. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$3,100.00 from Code Account No. 1732, A-1, Salaries, Managing Engineering, Bureau of Water, to Code Account No. 1590, General Street Repaving Fund, for the purpose of paying the cost and expense of regrading and repaving Try way.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 1868. Resolution authorizing and directing the City Controller to transfer funds required for gas and electric current for the balance of the fiscal year, which sums as designated shall be and are hereby set apart and appropriated as reserves on the various contracts for such service, as follows:

From Appropriation 1771, Contract No. 1395, Miscellaneous Services, Bureau of Light.....	\$2,800.00
To Appropriation 1544, Contract No. 1386, Supplies, Division of Bridges, Bureau of Engineering.....	35.00
To Appropriation 1614, Contract No. 1337, Supplies, Division of Stables & Yards, Bureau of Highways & Sewers	900.00
To Appropriation 1693, Contract No. 1391, Supplies, North Side Market, Bureau of City Property	65.00
To Appropriation 1707, Contract No. 1392, Supplies, South Side Market, Bureau of City Property	200.00
To Appropriation 1720, Supplies, Comfort Stations, Bureau of City Property	800.00
To Appropriation 1728, Supplies, Exposition building, Bureau of City Property.....	300.00
To Appropriation 1831, Supplies, Highland Zoo, Bureau of Parks	500.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative the resolution passed finally.

Also

Bill No. 1869. Resolution authorizing and directing the City Controller to transfer the sum of \$3000.00 from Code Account 1080 (Public Utilities Litigation) to Code Account No. 1077, Witness Fees, Department of Law.

Wich was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative the resolution passed finally.

Also

Bill No. 1906. Resolution authorizing and directing the City Controller to transfer the sum of \$475.00 from Code Account No. 1607, Salaries, Division Offices, to Code Account No. 1620, Repairs, Buildings, Bureau of Highways and Sewers.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative the resolution passed finally.

Mr. Malone presented

No. 1945. Report of the Committee on Public Works for November 28th, 1922, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1874. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Emerald street, from a point about 90 feet south of McClain street to the existing sewer on McClain street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1875. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a Public sewer on Lamont street, from a point about 15 feet west of A street to the existing sewer on Lamont street at B street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1878. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of retaining walls on the westerly line of Ruth street, in front of property owned by Stuckeman Brothers, and authorizing the setting aside of the sum of \$5,000.00 from

for the payment of the cost thereof."

In Public Works Committee, November 28, 1922.

Read and amended by inserting in the blank space in Section 2 and in the title the words "Code Account No. 1589, Retaining Wall Schedule, Bureau of Engineering," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Malone moved

That the amendments of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Malone moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Borland presented

No. 1946. Report of the Committee on Public Service and Surveys for November 28, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1879. An Ordinance entitled, "An Ordinance establishing the grade of Amman street, from Stapleton street to Blaine street."

Which was read.

Mr. Borland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed,

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Robertson presented

No. 1947. Report of the Committee on Filtration and Water for November 28, 1922, transmitting two resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1881. Resolution authorizing the issuing of a warrant in favor of Frank and Felix Diulus for the sum of \$40.80, and charging same to Appropriation No. 203, Water Bonds, Series "A", 1919, the said amount being full payment for extra work incident to laying water lines on Spring Garden avenue and connecting streets.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Also

Bill No. 1882. Resolution authorizing the issuing of a warrant in favor of Booth and Flinn, Limited, for the sum of \$11,792.06, and charging same to Appropriation No. 203, Water Bonds, Series "A", 1919, the

said amount being full payment for labor furnished incident to laying and relaying 6-inch water line on Brownsville avenue from East Carson street to Warrington avenue.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

Mr. Herron presented

No. 1948. Report of the Committee on Parks and Libraries for November 28, 1922, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1873. Resolution authorizing and directing the Librarian and Custodian of Building of the Carnegie Free Library of Allegheny to grant the free use of the auditorium, of the Carnegie Free Library of Allegheny, to the Department of City Planning, on Thursday evening, December 7th, 1922.

Which was read.

Mr. Herron moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative the resolution passed finally.

Mr. Anderson presented

No. 1949. Report of the Committee on Public Safety for November 21, 1922, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 82. An Ordinance entitled, "An Ordinance regulating the construction, alteration, additions to, arrangement, equipment and the use and occupancy of all buildings or portions of buildings such as are designed or used for the purposes of hotels, apartments, tenements, lodgings, dormitories, and club, association and fraternity houses when containing lodgings or apartments, which shall hereafter be known as buildings of Classification No. IX and its subdivisions; regulating the installation therein of heating systems; requiring the installation therein of fire extinguishing equipment; providing for the issuance of construction and occupancy permits therefor, and providing penalties for violation of the provisions hereof."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Mr. Anderson also presented

No. 1950. Report of the Committee on Public Safety for November 28, 1922, transmitting an ordinance and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1872. An Ordinance entitled, "An Ordinance amending and supplementing portions of Section 2, of an ordinance entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof,' approved by the Mayor October 3rd, 1922."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 1880. Resolution authorizing the issuing of a warrant in favor of Animal Rescue League of Pittsburgh for the sum of \$1,073.13, covering work done during the month of October, 1922, and charging the same to Code Account No. 1460, Item E, Miscellaneous Services, Bureau of Police.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson
Borland
English
Garland
Herron

Malone
McArdle
Robertson
Winters (Pres.)

Ayes—0.

Noes—None.

And there being two-thirds of the votes of council in the affirmative the resolution passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Garland presented

No. 1951. Resolved, That the Mayor be and he is hereby requested to return to Council, without action thereon, for further consideration,

Bill No. 1790. Resolution authorizing and directing the Director of the Department of Public Works to make arrangements to continue the use of lots Nos. 8, 9, 10 and 11 in John Brown's Plan, 16th Ward, situate on Cobden street, as a playground, and authorizing and directing the Board of Assessors to exonerate the said property from payment of taxes for the year 1923, and for such further period as same may be used by the City of Pittsburgh as a playground, said property belonging to the Estate of Thomas Brooks, deceased.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned to council, without action thereon,

Bill No. 1790. Resolution authorizing and directing the Director of the Department of Public Works to make arrangements to continue the use of property belonging to the Estate of Thomas Brooks, deceased, being lots Nos. 8, 9, 10 and 11 in John Brown's Plan, 16th Ward, situate on Cobden street, as a playground, and exonerating said property from payment of taxes for the year 1923 and for such further period as same may be used by the City of Pittsburgh as a playground.

In Council, November 20, 1922.

Rule suspended, read three times and finally passed.

Which was read.

Mr. Garland moved

To reconsider the vote by which the resolution was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the resolution be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Garland moved

That the resolution be recommended to the Committee on Finance. Which motion prevailed.

Mr. Anderson presented

No. 1952.

Whereas, The people living in Beechview, West Liberty, Sheraden and Brookline districts of the South Hills section are protesting against the water furnished by the South Pittsburgh Water Company; and

Whereas, The City of Pittsburgh is responsible for the total cost of water furnished by the South Pittsburgh Water Company to dwelling houses in the City, and it is the duty of the constituted authorities of the City of Pittsburgh to make every effort to furnish filtered water of the very best quality to all inhabitants of the City; Therefore, be it

Resolved, That the Mayor, the City Solicitor and the Director of the Department of Public Works be and they are hereby notified that the Council directs those officials to take immediate action to secure filtered water of the very best quality and free from obnoxious chemicals in those sections of the City which are served by the South Pittsburgh Water Company.

Which was read.

Mr. Anderson moved

The adoption of the resolution.

Which motion prevailed.

Mr. McArdle presented

No. 1953. Resolved, That the Law Department be requested to advise Council whether, under the various Acts of Assembly governing the improvement of streets by the City, the City could provide in the contracts for the laying of sidewalks and include cost of same in awards of viewfers.

Which was read.

Mr. McArdle moved

The adoption of the resolution.

Which motion prevailed.

Mr. Malone presented

No. 1954. Resolution authorizing and directing the Department of Public Works to submit to Council plans and estimates of the cost of constructing sanitary sewer in the Saw Mill Run Basin covered by a roadway 36 feet, 45 feet and 54 feet wide, said roadway to cover both the sanitary sewer and the present Saw Mill Run.

Which was read and referred to the Committee on Public Works.

Mr. Robertson moved

That the Minutes of the proceedings of Council, at a meeting held on Monday, November 27th, 1922, be approved.

Which motion prevailed.

And on motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LVI

Monday, December 11, 1922

No. 53

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

DANIEL WINTERS.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.

Monday, December 11, 1922.

Council met.

Present: Messrs.

Anderson	Malone
Borland	McArdle
English	Robertson
Garland	Winters (Pres.)
Herron	

PRESENTATIONS.

Mr. Anderson presented

No. 1955. An Ordinance regulating the holding of sales by auction in the City of Pittsburgh, adopting rules and regulations for granting of licenses for holding the same, and fixing a penalty for the violation of the terms of this ordinance.

Also

No. 1956. Resolution authorizing the issuing of a warrant in favor of the Animal Rescue League of Pittsburgh for the sum of \$979.08 covering work done during the month of November, 1922, and charging same to Code Account No. 1460, Item B, Miscellaneous Services, Dog Pound, Bureau of Police.

Which were read and referred to the Committee on Public Safety.

Mr. English presented

No. 1957. Resolution authorizing and directing the City Controller to transfer the sum of \$1,200.00 from Code Account No. 1219, Supplies, Division of Transmissible Diseases, Bureau of Infectious Diseases, as follows: \$100.00 to Code Account No. 1293, Miscellaneous Services, Division of Milk and Miscellaneous Food Inspection, Bureau of Food Inspection; \$400.00 to Code Account No. 1245, Miscellaneous Services, Bureau of Child Welfare; and \$700.00 to Code Account No. 1234, Equipment, Tuberculosis Hospital, Bureau of Infectious Diseases.

Which was read and referred to the Committee on Finance.

Also

No. 1958. Petition for the grading and paving of Cicero way, between Estella avenue and Kingsboro street.

Also

No. 1959. An Ordinance authorizing and directing the grading and paving of Cicero way, from Estella avenue to Kingsboro street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were read and referred to the Committee on Public Works.

Also

No. 1960. Resolution authorizing the issuing of a warrant in favor of Benjamin L. Jones in the sum of \$85.00 for the use of his private automobile in transporting patients to hospital, and charging same to Code Account No. 1233, Municipal Hospital, Bureau of Infectious Diseases, Department of Public Health.

Also

No. 1961. Report of the Department of Public Health relative to removal of garbage and rubbish

during the month of November 1921 and the month of November 1922.

Which were read and referred to the Committee on Health and Sanitation.

Mr. Garland presented.

No. 1962. Resolution authorizing the issuing of a warrant in favor of the Potter Title and Trust Company in the sum of \$406.00 in payment of their bill for title insurance and recording of deed of the John J. Dean property in the Eighth Ward and Ninth Ward of the City of Pittsburgh, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 1963. Resolution authorizing the issuing of a warrant in favor of the South Pittsburgh Water Company in the sum of \$235.83, in payment of their bill for service shutting off water of delinquent subscribers residing in the city, and charging same to Code account No. 1070, Miscellaneous Service, Collector of Delinquent Taxes.

Also

No. 1964. Resolution authorizing and directing the City Controller to transfer the following sums to-wit:

From Code Account 1778, Wages, Regular Employees, Schenley Park	\$1,500.00
From Code Account 1857, Wages, Temporary Employees, Riverview Park.....	1,446.00
To Code Account 1783, Sup- plies, Schenley Park	15.00
To Code Account 1807, Sup- plies, Schenley Conserva- tory	1,500.00
To Code Account 1845, Sup- plies, Highland Park Zoo.....	1,425.00
To Code Account 1846, Mater- ials, Highland Park Zoo.....	6.00

All in Bureau of Parks, Department of Public Works.

Also

No. 1965. Resolution authorizing and directing the City Controller to transfer funds in the amount of \$6,000.00 from Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering, to the amount set up by Ordinance No. 240, Series 1922, approved July 21, 1922, for the purpose of paying for the railing repairs to the Schenley Park Bridge over the Pittsburgh Junction Railroad.

Also

No. 1966. Resolution authorizing and directing the Mayor to execute and deliver a deed to Bertha Merlan for Lot No. 2 in A. L. Watkins Plan, located on Stanton avenue, 10th Ward, for the sum of \$210.00.

Also

No. 1967. Resolution authorizing and directing the Mayor to execute and deliver a deed to Andy Bocchicchio for lot 25x100 located on Larimer avenue, opposite Deary street, 12th Ward, for the sum of \$600.00.

Also

No. 1968. Resolution authorizing the City Solicitor to release from the lien of a certain municipal lien filed at M. L. D. No. 3 October Term, 1922, against property of Margaret Agnes Lyda, et al, Thomas Edward Metcalfe and Mary Alice Hughes.

Which were severally read and referred to the Committee on Finance.

Mr. Malone presented.

No. 1969. Resolution authorizing the issuing of a warrant in favor of Rose Klein in the sum of \$272.00, reimbursing her for excessive metered water rent of premises situate at 106-08-10 Elm street, and charging same to Code Account No. 41, Refunds of Taxes and Water Rents.

Which was read and referred to the Committee on Finance

Also

No. 1970. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making certain repairs to the Crucible Street Bridge and to the Schenley Park Bridge over Panther Hollow, and providing for the payment of the costs thereof.

Which was read and referred to the Committee on Public Works.

Mr. Robertson presented

No. 1971. An Ordinance authorizing the purchase from Clara K. Hollar and Alice Campbell, Executrices of the Estate of George V. Kimberlin, deceased, of a certain tract or piece of land situate in the 26th Ward of the City of Pittsburgh for the sum of Eighteen Thousand, Five Hundred (\$18,500.00) Dollars, and making appropriation therefor.

Which was read and referred to the Committee on Finance.

Also

No. 1972. Resolution authorizing the issuing of a warrant in favor of The Allis-Chalmers Manufacturing Company in the sum of \$650.00, being payment in full for all material furnished in connection with the repair of the No. 2 Pumping Engine at the Herron Hill Pumping Station, and charging same to Code Account No. 1756, Materials.

Also

No. 1973. An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with Henry Averbach, whereby the said Henry Averbach shall give license, privilege and right of way to lay and maintain a City water main extending through his land in the Fourteenth Ward, from a point on the westerly property line of Denniston avenue, two hundred ninety-four and eighty-four one hundredths (294.84) feet northwardly from the North property line of Hastings street to one hundred thirty (130.0) feet North.

Also

No. 1974. An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with L. C. Wick, whereby the said L. C. Wick shall give license, privilege and right of way to lay and maintain a City water main extending through his land in the Twenty-seventh Ward from Louis (formerly Voasco) street to Wapello street.

Which were severally read and referred to the Committee on Filtration and Water.

The Chair presented

No. 1975. Communication from Ray Williams asking that he be reimbursed for expenses incurred by reason of injuries received by his wife, Eva E. Williams, by falling in the vestibule in the Public Safety Building.

Also

No. 1976. Resolution adopted by the Sheraden Civic Club endorsing the recommendations of the Citizens Committee on City Plan for the purchase and equipment of property for playground purposes.

Also

No. 1977.

MAYOR'S OFFICE

Pittsburgh, December 11, 1922.

To the Council:

In response to the action of your honorable body as contained in Bill 1952, directing the Mayor, the City

Solicitor and the Director of the Department of Public Works to take immediate action towards improving the condition of the water supplied to certain sections of the city by the South Pittsburgh Water Company, I send herewith a communication from the Director of the Department of Public Works which contains an analysis of the conditions of such water and the causes therefor. Bacterologically, he says, no exceptions can be taken to the supply. Therefore, we can make no appeal to the State Department of Health. The objectionable features are a large degree of hardness and marked tastes and odors. All of these things are due to the considerable reduction in the stream flow of the Monongahela river from which the South Pittsburgh Water Company takes its supply.

The Director, after mentioning the possibility of purchasing the South Pittsburgh Water Company and linking the piping system up with the Aspinwall Filtration Plant, also suggests the more feasible plan of a complaint before the Public Service Commission. What the outcome of such a proceeding would be I will not undertake to prophesy. It would depend upon whether or not means are available to the utility company for their elimination.

The methods for reducing the hardness of the water are well known. As to removing the nuisance features, they are not so simple and perhaps the extent of them in this particular matter may be such that they will continue to prevail until the natural conditions change, namely, a larger stream flow that will result only from the end of the drought from which this region has suffered for a period of more than six months.

The City Solicitor will present simultaneously with this communication a resolution authorizing and directing him to bring a complaint before the Public Service Commission. If the Council should deem it wise to take such action and will adopt the resolution, immediate steps will be taken before that body.

Respectfully submitted,

W. A. MAGEE,
Mayor.

—o—

DEPARTMENT OF PUBLIC WORKS

Pittsburgh, December 6, 1922.

Hon. William A. Magee,
Mayor.

Dear Sir:

Under date of December 5, 1922, I received from the City Clerk, a copy

of a resolution adopted in Council, December 4, 1922, relative to furnishing filtered water of the very best quality in those sections of the City that are supplied by the South Pittsburgh Water Co. The substance of the resolution is to the effect that the Mayor, the City Solicitor and the Director of the Department of Public Works are notified to take immediate action to secure filtered water of the very best quality and free from obnoxious chemicals in those sections of the City which are served by the South Pittsburgh Water Company.

For the information of yourself and the City Solicitor, I would respectfully submit the following facts in connection with the case:

Our water laboratory conducts certain continuous tests of the water supplied by this company. The bacteriological results of these tests are good and I believe no exception to the water can be taken on these grounds. During the past summer there was a very marked increase in hardness, the hardness in the Spring being a little over one hundred, and in the late Fall advancing to over four hundred parts per million. Due probably to recent rain-fall, this hardness is now about three hundred parts per million. By way of comparison, I would state that the hardness of the City water at the present time is about ninety. A hardness of three to four hundred is objectionable.

In addition to the increase in hardness, there was also at times, very marked tastes and odors which may have been due to the increased influence of trade wastes, in connection with a very marked reduction in stream flow on account of drought. I am unofficially advised that this question has been looked into by the State Health Department and some of the objectionable trade wastes eliminated. At least our laboratory advises me that they are not as much in evidence as formerly.

To get back to the resolution, there are two ways of complying with the resolution. One way is for the City to purchase the South Pittsburgh Water Company, or as much of it as rests within the City, and supply the districts with water from the Aspinwall Plant. This procedure would, of course, have a very vital bearing on the financial policy of the City, as it means a large expenditure of money. The second course, would be for Council, by the proper legislation, to authorize City Law Department on behalf of the

City, to take the question before the proper commission on the grounds of an unsatisfactory supply. I do not believe that a very good case can be made against the sanitary quality of the water.

There are, however, very well founded objections to the hardness, tastes and odors.

The methods and costs of overcoming these objections are not of easy determination, and the responsibility for so doing, I understand, does not rest with this Department.

I have received several communications from Council on the subject of the South Pittsburgh Water supply and have replied thereto at some length; such replies being in the nature of furnishing data and information in relation to the character of the water.

There seems to be a general impression that it is within the powers of the Bureau of Water and the Department to take some active steps to correct the complaints. I do not so understand and believe that it would be advisable to have the Law Department advise Council and this Department as to the proper course of procedure in order to remedy the condition complained of.

Yours very truly,

CHAS. A. FINLEY,
Director.

Also

No. 1978. Whereas, numerous complaints have been made respecting the water supplied by the South Pittsburgh Water Company, and

Whereas, analysis of the water discloses an unusual and large degree of hardness and marked tastes and odors and other objectionable characteristics, and

Whereas, it is the desire of the City of Pittsburgh, that steps be taken immediately to secure relief from these conditions. Now therefore, be it

Resolved, That the City Solicitor be and is hereby directed to file complaint before the Public Service Commission of Pennsylvania against the South Pittsburgh Water Company with respect to the service of the South Pittsburgh Water Company generally, and more especially with respect to the unusual and large degree of hardness in the waters supplied by the South Pittsburgh Water Company from time to time, and also with respect to the marked tastes and odors of said waters, and also with

respect to any other characteristics of the water which may be found obnoxious or in any way unsafe or unhealthy.

The City Solicitor is further hereby authorized and directed to engage such engineering and technical assistants, and to do such other things as may be necessary to properly prepare and present said complaint to the Public Service Commission.

Which were severally read and referred to the Committee on Finance.

Also

No. 1979. Communication from the Homewood-Brushton Board of Trade asking that the gas lights in the 13th Ward be replaced by electric lights.

Which was read and referred to the Committee on Public Works.

Also

No. 1980. Communication from A. E. Anderson, President and Counsel, Pittsburgh District Railroad Company, relative to the application of the Pennsylvania Railroad Company for permission to widen and vacate certain streets and ways in the downtown section of the City.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 1981. Communication from Frederick Spielman relative to the condition of the water furnished the residents of the 28th Ward by the South Pittsburgh Water Company.

Also

No. 1982. Communication from R. E. Henry complaining of the condition of water furnished the residents of the 28th Ward by the South Pittsburgh Water Company.

Which were read and referred to the Committee on Filtration and Water.

Also

No. 1983.

DEPARTMENT OF LAW

Pittsburgh, December 6, 1922.

To the Honorable,

The Council of the City of Pittsburgh.

Gentlemen:

On Bill No. 1953, being a Resolution that the Law Department be requested to advise Council whether,

under the various Acts of Assembly governing the improvement of streets by the City, the City could provide in the contracts for the laying of sidewalks and include cost of same in awards of viewers, will report as follows:

The City of Pittsburgh cannot include the paving of the sidewalk under the Acts of Assembly providing for the grading, paving and curbing of streets, and cannot under the law include the cost of the sidewalk as a part of the street improvement and assess the abutting property for the cost of the same.

The City of Pittsburgh in the grading, paving and curbing of Sylvan avenue laid a sidewalk and put in a curb in front of the abutting properties in the year 1894. The amount of money expended by the City for the sidewalk in front of the property of Martha P. Biggert amounted to \$310.96. The contract for the laying of the said sidewalk and curb was let by the City of Pittsburgh to James H. McQuaide, and in December of the year 1894 the City passed two ordinances relating to Sylvan avenue and the grade thereof. In the construction of said sidewalk Sylvan avenue in front of the Biggert property was graded to the established grade and the work was done by James H. McQuaide under the contract and was accepted by the Department of Public Works of the City of Pittsburgh. The sidewalk was laid by the City without any notice having been served upon Martha P. Biggert as provided by the Act of May 16, 1891. In this case Mr. Justice Rise in 23 Pa. Superior Court held that the sidewalk was not a tax or local assessment in the nature of a tax based on special benefits accruing to the land owner and could not be included as part of the cost of the improving of the street and assessed against the abutting property owner.

The keeping of the sidewalks in repair and requiring the abutting property owner to construct sidewalks is purely a police regulation and is not a tax at all. The Courts have held that there is a marked distinction between the improving of the roadway and the construction and keeping in repair of sidewalks. The constructing of the sidewalk and keeping the same in good repair is a duty imposed directly upon the property owner and is in the nature of a police regulation. It is no more a tax or a municipal assessment in the nature of a tax than would be the imposition of any other

duty by virtue of the police powers of the municipality with a penalty for its violation.

Wilksburg vs. Home for the Aged.

131 Pa. Supreme Court 117.

Although a sidewalk is in fact part of the street, yet a distinction between it and the main body and roadway of the street has been made, especially in regard to the expense of grading and paving. It is supposed to be an improvement more beneficial to the owner and the owners co-corporator as than the roadway of the street, which the whole public may use. Sidewalks are not intended so to be used. They cannot be used for the driving of wagons, cattle and horses over the same. Such use is prohibited. The sidewalk is held to be an advantage to the abutting lot owner, and is, more or less, for his private use and for the private use of the other abutting owners along the thoroughfare.

Greensburg vs. Young,

53 Pa. Supreme Court 283

The Act of May 16, 1891, in the eleventh section provides that the municipal authorities may require sidewalks, boardwalks and curbstones to be laid, set and kept in repair and after notice to the owner or owners of property to lay, set or repair such walks or stone in front of his, her or their property and his, her or their failure to do so, the municipal authorities may do the necessary work and assess the costs thereof upon the property of the said owner or owners in front or along which said sidewalk or curbstone so laid, set or repaired shall be situated, and file a lien therefor or collect the same by action of assumpsit. This section of the Act provides that the cost of a sidewalk constructed by the municipality after notice being given by the municipality and after failure on the part of the owner to comply with the notice, can be collected by an action in assumpsit. This precludes the including of the cost of the same in the cost of improving the roadway and collecting it by procedure before the Board of Viewers who would include it in their award. An award of the Board of Viewers so made against the provisions of the Act of Assembly could not stand.

We submit that under the Acts of Assembly and the decisions of the higher Courts of the State of Pennsylvania the cost of a sidewalk in

front of property abutting upon the line of an improvement cannot be included within the cost of the improvement and cannot be included in the award of the Viewers.

Respectfully submitted,

RICHARD W. MARTIN,
City Solicitor.

Which was read.

Mr. McArdle moved

That the communication be received and filed.

Which motion prevailed.

Also

No. 1984.

MAYOR'S OFFICE,

Pittsburgh, December 11, 1922.

The City Council:

Replying to the communication of the Clerk of the Committee, transmitting a copy of the minute passed on November 15, 1922, recommending "To sell every passenger car owned by the city, except the car of the fire chief and those of the sub-chiefs and the cars of the supervisors of the Bureau of Highways and Sewers", I beg to advise that I do not agree with the policy as expressed in the resolution, but at the same time recognize the power of Council to order the disposal of any property of the City. If the Council should take the responsibility for the disposal of this property and will put their decision in the usual legislative form, it will give me opportunity to express my disapproval thereupon in the manner provided by law.

Respectfully submitted,

WILLIAM A. MAGEE,
Mayor.

Which was read and, on motion of Mr. Malone, referred to the Committee on Finance.

Also

No. 1985.

CITY OF PITTSBURGH, PENN'A.

December 11, 1922.

The City Council:

I return, without approval, Bill No. 1872, amending the traffic ordinance, which was approved October 3, 1922, for the reason that not a sufficient period of trial has been allowed upon the streets mentioned therein. The original ordinance was passed only

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Hughes-Foulkrod Co. for \$1,031.76	505
Hutchison, T. W., for \$10.50	428
Isler, Jacob F., for \$95.97	416
ones, Benjamin L., for \$85.00	517
Johnston, Charles, for \$24.60	424
Kane, Wm. J., for \$258.70	439
Kane, Wm. J., for \$66.95	456
Kane, Wm. J., for \$78.65	489
Kane, Wm. J., for \$34.60	501
Kennel, Ida B., for \$85.92	427
King, Wm. M., for \$35.28	464
Klass, Frederick A., for \$8.40	464
Klemm, W. D., for \$10.50	428
Kmonk, Jacob, for \$538.00	521
Knauff, H. A., for \$3.50	428

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Knoxville Plbg. Co. for \$3.50	428
Kozakowski, Stanley, for \$400.00	426
Kramer, Harry, for \$352.88	409
Lafferty, Wm., Co. for \$10.50	428
Lauderbaugh, John, for \$284.82	475
Laughlin, C. W., for \$55.00	468
Lavorgna, Antonio, for \$29.20	464
Leff, Louis H., for \$70.00	439
Leff, Louis H., for \$1.15	455
Leopold, William, for \$100.00	422
Librecht, John L., for \$22.58	416
Littell, J. D., for \$3,095.30	443
Littell, J. D., for \$405.00	503
Locklin, T. Murray, for \$2,988.00	489
Lowry, Joseph E., for \$50.00	468
Ludlow Valve Manfg. Co. for \$2,781.70	409
Ludlow Valve Mfg. Co. for \$634.32	423
Ludlow Valve Mfg. Co. for \$4,192.40	424
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Lytle, Charles N., for \$500.00	496
Macuso, Peter, for \$55.00	468
Main, Frank Wilbur, for \$24.00	457
Mannella, Mike, for \$1,500.00	447
Mannella, Mike, for \$4,306.50	503
Manftrs. Distributing Co. for \$14.50	428
Manftrs. Light & Heat Co. for \$28.50	428
Marks, Carroll P., for \$350.00	482
Means, E. J., for \$74.80	476
Mellon, Jas. R., et al., for \$750.67	439
Mercy Hospital for \$1.50	424
Mitchell, Alton, for \$9.41	464
Moreland, John, for \$15.00	455
Moriarty, Joseph P., for \$22.58	416
Moss & Blakely for \$7.00	428
Murray, L. L., for \$350.00	433
Murphy, Edw., for \$2.50	428
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McConnell Pibg. Co. for \$3.50	428
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McFadden & Craig Co. for \$21.50	428
McGough, Edward T., for \$30.17	407
McKay, G. W., for \$10.50	428
McKelvy, Harry P., for \$95.97	416
McKim, C. E., for \$23.08	469
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Naismith, George, & Son. for \$698.86	445
National Tube Co. for \$206.25	444
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O'Connell, Rev. Lawrence A., for \$311.05	467
O'Herron, M., Co. for \$3,198.20	447
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Onning, W. N., for \$55.00	468
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Pennsylvania Railroad Co. for \$3,810.32	431
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Potter Title and Trust Co. for \$352.00	416
Potter Title and Trust Co. for \$1,537.75	467
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Pullman Taxi Service Co. for \$5.35	439
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Realty Security Co. for \$55.50	457
Rinne, A. H., for \$3.50	428
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Schlester, A. W., for \$48.00	477
Schmerschal, Edward, for \$22.58	416
Scholz Brothers Hardware Co. for \$864.00	410
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Selling, Wm. A., for \$12.00	453
Sharpsburg Borough for \$413.20	488
Shawkey, H. D., Co. for \$471.34	510
Showalter, Mrs. Laura, for \$62.25	445
Shuey, Paul R., for \$250.00	501
Snee, John A., for \$22.58	416
Soffel, Geo. H., Co. for \$178.00	415
Soldon, A. J., for \$55.00	463
South Pittsburgh Water Co. for \$179.00	410
South Pittsburgh Water Co. for \$100.00	467
South Pittsburgh Water Co. for \$235.83	516
Standard Inspection Co. for \$19.50	443
Stephany, Louis, for \$11.00	477
Stewart, Shriver, for \$8.75	407
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Wallace, Joseph, for \$205.61	430
Wallace, Joseph, for \$205.61	436
Walsh, Patrick, for \$700.00	496
Wardrop, James R., et al., Trustees of Estate of Gilbert T. Rafferty, deceased, for \$5,552.00	503
Wayne Iron Works for \$650.00	464
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Willson, Alexander, for \$14.12	457
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APPENDIX

No. 1

AN ORDINANCE—Amending a portion of Section 15, Department of Law, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law December 31st, 1921.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a portion of Section 15, Department of Law, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law December 31st, 1921, and which reads as follows:

"Five Assistant City Solicitors
\$3,600.00 each per annum"

Shall be and the same is hereby amended to read as follows:

"Two Assistant City Solicitors,
\$3,600.00 each per annum,

Five Assistant City Solicitors,
\$3,000.00 each per annum."

Section 2. That the City of Pittsburgh shall retain, during the fiscal year 1922, the services of the former Solicitor of Chartiers Township at a compensation of \$500.00 per annum.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 16, 1922.

Approved January 17, 1922.

Ordinance Book 33, Page 232.

No. 2

AN ORDINANCE—Amending a portion of Section 35, Department of Health, Division of Housing and Sanitary Inspection, and Section 59, Department of Public Works, Bureau of City Property, of an ordinance entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law December 31st, 1921.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a portion of Section 35, Department of Health, Division of Housing and Sanitary Inspection, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law December 31st, 1921, and which reads:

"Twenty-nine Inspectors, one of whom shall be a female,"

Shall be and the same is hereby amended to read:

"Thirty Inspectors, one of whom shall be a female."

That Section 59, Department of Public Works, Bureau of City Property, of said ordinance, shall be and the same is hereby amended by the addition of the following line:

"Caretaker\$3.20 per day."

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 16, 1922.

Approved January 17, 1922.

Ordinance Book 33, Page 232.

No. 3

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of one (1) Cummer Sand Drum and Appurtenances for the East End Asphalt Plant of the Bureau of Highways and Sewers, Department of Public Works, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and are hereby authorized and directed to award a contract for the furnishing and delivery of one (1) Cummer Sand Drum and Appurtenances for the East End Asphalt Plant of the Bureau of Highways and Sewers, Department of Public Works, for a sum not to exceed Three thousand eight hundred and sixty-two dollars (\$3,862.00) in accordance with the Act of Assembly entitled, "An Act for the government of cities of the second class", approved the 7th day of March, A. D. 1901, and the different supplements and amendments thereto, and the ordinances of Council in such cases made and provided.*

Section 2. That the sum of Three thousand eight hundred and sixty-two dollars (\$3,862.00), or so much of the same as may be necessary, shall be and the same is hereby set apart and appropriated for the payment required for the performance of the above mentioned work and that said amount shall be paid out of Code Account No. 1659-G, Structural and Non-structural Improvements, Asphalt Plant, Bureau of Highways and Sewers, Department of Public Works.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 16, 1922.

Approved January 17, 1922.

Ordinance Book 33, Page 233.

No. 4

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for

the construction of a Foot Bridge over Carson street East on line of South Fourth street, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a Foot Bridge over Carson street East on line of South Fourth street, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.*

Section 2. That for the payment of the cost thereof, the sum of Seven thousand (\$7,000.00) dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 42, Contingent Fund, and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 16, 1922.

Approved January 17, 1922.

Ordinance Book 33, Page 234.

No. 5

AN ORDINANCE—Authorizing and directing the regrading, repaving, recurbing, and otherwise improving to the re-established grade of Bluff street from Magee street to the Boulevard of the Allies, as affected by the Improvement of the Boulevard of the Allies; ratifying and confirming the action of the Director of the Department of Public Works in including the performance of the work therefor under the terms of Contract No. 5655, Mayor's Office File No. 289, entered into September 23, 1921, with the Thomas Cronin Company, for the Improvement

of the Boulevard of the Allies, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Bluff street from Magee street to the Boulevard of the Allies, as affected by the improvement of the Boulevard of the Allies, be regraded, repaved, recurbed and otherwise improved to the re-established grade thereof.*

Section 2. That the action of the Director of the Department of Public Works in including the performance of the work therefor under the terms of Contract No. 5655, Mayor's Office File No. 289, entered into September 23, 1921, with the Thomas Cronin Company for the Improvement of the Boulevard of the Allies, be and the same is hereby ratified and confirmed.

Section 3. That for the payment of the cost thereof, the sum of Eleven thousand (\$11,000.00) dollars, or so much thereof as may be necessary shall be and the same is hereby specifically appropriated from the fund heretofore set apart and appropriated by the terms of Ordinance No. 405, approved September 2, 1921, from the proceeds of "Boulevard of the Allies Improvement Bonds", Bond Fund Appropriation No. 207, and the Mayor and the Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 16, 1922.

Approved January 17, 1922.

Ordinance Book 33, Page 234.

No. 6

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for furnishing and installing of light fixtures at the North Side Market, and authorizing the setting aside of Forty-nine hundred (\$4,900.00) dollars from

Code Account 1697-G, structural and non-structural improvements at the North Side Market, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for furnishing and installing of light fixtures at the North Side Market for a sum not to exceed Forty-nine hundred (\$4,900.00) dollars, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.*

Section 2. That the sum of Forty-nine hundred (\$4,900.00) dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from Code Account 1697-G, structural and non-structural improvements at the North Side Market, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 16, 1922.

Approved January 17, 1922.

Ordinance Book 33, Page 235.

No. 7

AN ORDINANCE—Providing for the authentication of coupons on certain bonds of the City of Pittsburgh.

Whereas, pursuant to law, bonds of the City of Pittsburgh have been sold to-wit:

\$777,000	Broad Street Improvement Bonds;
351,000	Irvine Street Improvement Bonds;
285,000	East Street Improvement Bonds and

255,000 Public Safety Improvement Bonds, Series "A"; and

Whereas, the ordinances providing for the form of said bonds provide that "the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller"; and

Whereas, said bonds have been prepared and are ready for delivery to the purchaser thereof, but the coupons thereon are authenticated with the facsimile signature of "E. S. Morrow, City Controller," now deceased, and

Whereas, the purchaser of said bonds demands delivery thereof, and by reason thereof a public emergency exists;

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the coupons on said bonds of the City of Pittsburgh, dated May 1, 1921, described in the preamble hereof, be authenticated with the facsimile signature of "E. S. Morrow, City Controller", in office on the date borne by said bonds.*

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 18, 1922.

Approved January 19, 1922.

Ordinance Book 33, Page 236.

No. 8

AN ORDINANCE—Ratifying and confirming the action of the Director of the Department of Public Works in withdrawing from contract entered into with M. O'Herron Company, known as Contract No. 11, for the grading, regrading, paving, repaving and otherwise improving the Boulevard of the Allies from a point One hundred-sixty-three and twenty-two hundredths (163.22) feet East of Brady street to a point Five hundred fifty-nine and seventy-three hundredths (559.73) feet east of Brady street, and including Forbes street as affected thereby, dated the twenty-first day of September, 1921, of that portion of the work being the construction of a retaining wall on the northerly side of Forbes street, and awarding the work in connection therewith to Booth &

Flinn, Ltd., and making an appropriation in connection therewith.

Whereas, under date of September 21, 1921, a contract was entered into with M. O'Herron Company, known as Contract No. 11 for the grading, regrading, paving, repaving and otherwise improving the Boulevard of the Allies from a point One hundred-sixty-three and twenty-two hundredths (163.22) feet east of Brady street to a point Five hundred fifty-nine and seventy-three hundredths (559.73) feet east of Brady street, and including Forbes street as affected thereby, and the said contractor entered upon the said work and has been engaged in the same since on or about the date of said contract; and

Whereas, as a part of said contract it was the intention of the City of Pittsburgh to construct a retaining wall along the north side of Forbes street for the purpose of holding up the hill between Forbes street and Fifth avenue; and

Whereas, In the progress of the work it became apparent to the Director of the Department of Public Works, N. F. Brown, the Chief Engineer, Charles M. Reppert, and the Assistant Chief Engineer, Tom M. Reed, that the said M. O'Herron Company was not pushing the work with the proper speed and that by reason of its failure to properly handle the same, serious damage might be occasioned to the City of Pittsburgh by the collapse of the hillside along the northerly side of Forbes street, causing damage to a public school building and other property; and

Whereas, On November 21, 1921, the Director of the Department of Public Works notified, in writing, the said M. O'Herron Company that in his opinion the work on the retaining wall on the northerly side of Forbes street east of Brady street, was being unnecessarily delayed, and according to the provisions of Section 26 of the Articles of Agreement of said contract hereinbefore mentioned, he had employed Booth and Flinn, Ltd., to enter upon the work and complete the same insofar as the contract pertains to the said retaining wall; and

Whereas, under date of November 21, 1921, the Director of the Department of Public Works employed, in writing Booth and Flinn, Ltd., to do said work upon the basis of payment of cost plus Fifteen (15%) per cent; therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the action of the Director of the Department of Public Works in relation to the said contract of M. O'Herron Company, be ratified and confirmed, and he is hereby authorized and directed to enter into a formal contract with Booth and Flinn, Ltd., to do said work and to pay for the same at cost plus Fifteen (15%) per cent.

Section 2. That for the payment of the cost thereof the sum of Eighty thousand (\$80,00.00) dollars, or so much thereof as may be necessary, shall be and the same is hereby specifically appropriated from the fund heretofore set apart and appropriated by the terms of ordinance No. 405, approved September 2, 1921, from the proceeds of "Boulevard of Allies Improvement Bonds", Bond Fund Appropriation No. 207, and the Mayor and the Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 23, 1922.

Approved January 25, 1922.

Ordinance Book 33, Page 237.

No. 9

AN ORDINANCE—Providing for the letting of a contract or contracts for laundry service for the Department of Public Safety and its several Bureaus for the year ending December 31st, 1922.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Safety shall be and they are hereby authorized, empowered and directed to advertise for proposals and let a contract or contracts to the lowest responsible bidder or bidders for furnishing laundry service for the Department of Public Safety and its several Bureaus for the year ending December 31st, 1922, in

accordance with the provisions of An Act of Assembly entitled "An Act for the government of cities of the second class", approved the 7th day of March A. D. 1901, and the various supplements and amendments thereto, and the city ordinances in such cases made and provided, the cost thereof not to exceed the sum of \$3,775.00, and to be charged to the following Code Accounts in accordance with the amounts herein specified, to-wit:

To Code Account No. 1429,
Item B, Miscellaneous Services, General Office, Department of Public Safety, not to exceed the sum of\$ 75.00

To Code Account No. 1447,
Item B, Miscellaneous services, Bureau of Police, not to exceed the sum of.....\$1,100.00

To Code Account No. 1463,
Item B, Miscellaneous Services, Bureau of Fire, not to exceed the sum of.....\$2,600.00

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 23, 1922.

Approved January 25, 1922.

Ordinance Book 33, Page 238.

No. 10

AN ORDINANCE—Providing for the letting of a contract or contracts for repairing the electrical wiring system at the Eighth Street Engine Houses in the Bureau of Fire.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Safety shall be and they are hereby authorized, empowered and directed to advertise for proposals and let a contract or contracts to the lowest responsible bidder or bidders for repairing the electrical wiring system at the Eighth Street Engine Houses in the Bureau of Fire, in accordance with the provisions of An Act of Assembly entitled "An Act for the government of cities of the second class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments

thereto, and the city ordinances in such cases made and provided, the cost thereof not to exceed the sum of \$800.00 and to be charged to Code Account No. 1466, Item E, Repairs, Bureau of Fire.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 23, 1922.

Approved January 25, 1922.

Ordinance Book 33, Page 239.

No. 11

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of labor and delivery of materials for the reconstruction of new corrugated steel roofing and the reconstruction of the same for the North Side Asphalt Plant of the Bureau of Highways and Sewers, Department of Public Works, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals and to award a contract or contracts for the furnishing of labor and the delivery of materials for the reconstruction of new corrugated steel roofing and the reconstruction of the same for the North Side Asphalt Plant of the Bureau of Highways and Sewers, Department of Public Works, for a sum not to exceed One thousand two hundred dollars (\$1,200.00), in accordance with the Act of Assembly entitled, "An Act for the government of cities of the second class", approved the 7th day of March, A. D. 1901, and the different supplements and amendments thereto, and the ordinances of Council in such cases made and provided.

Section 2. That the sum of One thousand two hundred dollars (\$1,200.00) or so much of the same as may be necessary, shall be and the same is hereby set apart and appropriated for the payment required for

the performance of the above mentioned work, and that the said amount shall be paid out of Code Account No. 1659-G, Structural and Non-structural Improvements, Asphalt Plants, Bureau of Highways and Sewers.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 23, 1922.

Approved January 25, 1922.

Ordinance Book 33, Page 240.

No. 12

AN ORDINANCE—Providing for the letting of a contract for the furnishing of one (1) Motor Ambulance for the Municipal Hospital, Department of Health.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the furnishing of one (1) Motor Ambulance for the Municipal Hospital, Department of Health not to exceed the sum of Thirty-five hundred (\$3,500.00) dollars and including the trade in of one (1) old Ambulance, in accordance with the provisions of an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of City Council in such cases made and provided, same to be chargeable to and payable from Code Account 1242.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 23, 1922.

Approved January 25, 1922.

Ordinance Book 33, Page 241.

No. 13

AN ORDINANCE—Establishing the grade of Aline street, from Bailey avenue to Bernard street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the west curb line of Aline street, from Bailey avenue to Bernard street, be and the same is hereby established as follows, to-wit:

Beginning at a point on the north curb line of Bailey avenue at an elevation of 493.45 feet (curb as set); thence falling at the rate of 5% for the distance of 12.00 feet to the north line of Bailey avenue to an elevation of 492.85 feet; thence falling at the rate of 7.90% for the distance of 200.00 feet to a point on the south line of Bernard street to an elevation of 477.05 feet; thence falling at the rate of 5% for the distance of 9.00 feet to a point on the south curb line of Bernard street to an elevation of 476.60 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 31, 1922.

Approped February 2, 1922.

Ordinance Book 33, Page 241.

No. 14

AN ORDINANCE—Establishing the the grade of Bernard street, from Etta street to Aline street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the south curb line of Bernard street, from Etta street to Aline street, be and the same is hereby established as follows, to-wit:

Beginning at a point on the west curb line of Etta street at an elevation of 480.40 feet; thence falling at the rate of 1.00% for the distance of 380.00 feet to a point on the west curb line of Aline Street to an elevation of 476.60 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 31, 1922.

Approved February 2, 1922.

Ordinance Book 33, Page 242.

No. 15

AN ORDINANCE—Establishing the grade of Falba street, from Entress street southwardly a distance of 139.63 feet to property line.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the west curb line of Falba street, from the south curb line of Entress street southwardly a distance of 139.63 feet to property line, be and the same is hereby established as follows, to-wit:

Beginning at the south curb line of Entress street at an elevation of 407.10 feet; thence rising at the rate of 1 foot per hundred feet for a distance of 139.63 feet to property line at an elevation of 408.50 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 31, 1922.

Approved February 2, 1922.

Ordinance Book 33, Page 242.

No. 16

AN ORDINANCE—Establishing the grade of Curtin way, from Michigan street to Chalfont street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the east line of Curtin way, from Michigan street to Chalfont street, be and the same is hereby established as follows, to-wit:

The grade of the east line of Curtin way shall begin at the north curb line of Michigan street at an elevation of 385.865 feet; thence rising at the rate of 5.00 feet per 100 feet for

the distance of 10 feet to the north line of Michigan street to an elevation of 386.365 feet; thence rising at the rate of 17.72 feet per 100 feet for the distance of 102.50 feet to the south line of Bolivar way to an elevation of 404.52 feet; thence rising at the rate of 2.00 feet per 100 feet for the distance of 20.00 feet to the north line of Bolivar way to an elevation of 404.92 feet; thence rising at the rate of 11.07 feet per 100 feet for the distance of 102.50 feet, to the south line of Chalfont street to an elevation of 416.27 feet; thence rising at the rate of 5.00 feet per 100 feet for the distance of 10 feet to the south curb of Chalfont street to an elevation of 416.77 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 31, 1922.

Approved February 2, 1922.

Ordinance Book 33, Page 243.

No. 17

AN ORDINANCE—Establishing the grade of Etta street, from Bailey avenue to Bernard street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the west curb line of Etta street, from Bailey avenue to Bernard street, be and the same is hereby established as follows, to-wit:

Beginning at a point on the north curb line of Bailey avenue at an elevation of 489.90 feet; thence level for the distance of 12.00 feet to a point on the north line of Bailey avenue to an elevation of 489.90 feet; thence falling at the rate of 4.75% for the distance of 200.00 feet to a point on the south line of Bernard street to an elevation of 480.40 feet; thence level for the distance of 9.00 feet to a point on the south curb line of Bernard street to an elevation of 480.40 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 31, 1922.

Approved February 2, 1922.

Ordinance Book 33, Page 243.

No. 18

AN ORDINANCE—Establishing the grade of Entress street from Lawson street eastwardly a distance of 336.02 feet to property line.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the south curb line of Entress street, from the east curb line of Lawson street to property line 336.02 feet eastwardly, be and the same is hereby established as follows, to-wit:

Beginning at the east curb line of Lawson street at an elevation of 332.22 feet; thence rising at the rate of 6 feet per hundred feet for a distance of 248 feet to the intersection of the west curb line of Falba street at an elevation of 407.10 feet; thence level for a distance of 22 feet to the intersection of the east curb of Falba street; thence rising at the rate of 6 feet per hundred feet for a distance of 66.02 feet to property line at an elevation of 411.06 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 31, 1922.

Approved February 2, 1922.

Ordinance Book 33, Page 244.

No. 19

AN ORDINANCE—Establishing the grade on Rossmore avenue, from Pioneer avenue to Glenarm avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the easterly curb line of Rossmore avenue, from Pioneer avenue to Glenarm avenue, be and the same is hereby established as follows, to-wit:

Beginning at the southerly curb line of Pioneer avenue at an elevation of 507.42 feet; thence level for a distance of 7.91 feet to the southerly building line of Pioneer avenue; thence falling at a rate of 8.69 feet per 100 feet for a distance of 661.38 feet to the northerly building line of Wedgmere avenue to an elevation of 449.95 feet; thence falling at a rate of 6.0 feet per 100 feet for a distance of 32.0 feet to the southerly curb line of Wedgmere avenue to an elevation of 448.03 feet; thence by a convex parabolic curve for a distance of 50.0 feet to a point of tangent to an elevation of 446.55 feet; thence falling at a rate of 5.6 feet per 100 feet for a distance of 53.0 feet to a point of curve to an elevation of 443.58 feet; thence by a concave parabolic curve for a distance of 80.0 feet to a point of tangent to an elevation of 443.75 feet; thence rising at a rate of 6.02 feet per 100 feet for a distance of 265.0 feet to a point of curve to an elevation of 459.70 feet; thence by a concave parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 466.70 feet; thence rising at a rate of 17.35 feet per 100 feet for a distance of 391.0 feet to a point of curve to an elevation of 534.54 feet; thence by a convex parabolic curve for a distance of 18.0 feet to the northerly curb line of Flatbush avenue to an elevation of 535.00 feet; thence level for a distance of 22.0 feet to the southerly curb line of Flatbush avenue; thence rising at a rate of 5.0 feet per 100 feet for a distance of 76 feet to a point of curve to an elevation of 538.80 feet; thence by a convex parabolic curve for a distance of 160.0 feet to a point of tangent to an elevation of 529.68 feet; thence falling at a rate of 16.4 feet per 100 feet for a distance of 180.00 feet to a point to an elevation of 500.16 feet; thence falling at a rate of 18.7 feet per 100 feet for a distance of 120.01 feet to a point of curve to an elevation of 477.71 feet; thence by a concave parabolic curve for a distance of 27.42 feet to the northerly curb line of Glenarm Avenue to an elevation of 475.15 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 31, 1922.

Approved February 2, 1922.

Ordinance Book 33, Page 245.

No. 20

AN ORDINANCE—Designating Canter way as the name of an unnamed 20 foot way in the 26th Ward of the City of Pittsburgh, from Kenwood avenue to Charles street North as shown in B. A. Elliott Company Plan and establishing the grade thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the name of an unnamed 20 foot way in the 26th Ward of the City of Pittsburgh, west of Perrysville avenue, from Kenwood avenue to Charles street North as shown in the B. A. Elliott Company Plan of Lots which is recorded in the Recorder's Office of Allegheny County in Plan Book Volume 13, Page 112, shall be and the same is hereby designated as "Canter way."

The grade of the east line shall begin on the northerly curb line of Kenwood avenue at an elevation of 414.47 feet; thence falling at a rate of 6% for a distance of 10.1 feet to the northerly line of Kenwood avenue to an elevation of 413.86 feet; thence falling at a rate of 13% for a distance of 93.14 feet to a point of curve to an elevation of 401.75 feet; thence by a concave parabolic curve for a distance of 40.38 feet to a point of tangent to an elevation of 399.85 feet; thence rising at a rate of 3.5% for a distance of 214.81 feet to a point of curve to an elevation of 407.36 feet; thence by a convex parabolic curve for a distance of 50. feet to a point of tangent to an elevation of 407.98 feet; thence falling at a rate of 1% for a distance of 103.37 feet to the southerly curb line of Charles street North to an elevation of 406.95 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 31, 1922.

Approved February 2, 1922.

Ordinance Book 33, Page 245.

No. 21

AN ORDINANCE—Designating Hough way as the name of an unnamed 20 foot way in the 26th Ward of the City of Pittsburgh, from Canter way

to the westerly terminus of the B. A. Elliott Company Plan of Lots, as shown in the said plan and establishing the grade thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the name of an unnamed 20 foot way in the 26th Ward of the City of Pittsburgh north of Kenwood avenue, from Canter way to the westerly terminus of the B. A. Elliott Company Plan of Lots, as shown on the said B. A. Elliott Company Plan of Lots which is recorded in the Recorder's Office of Allegheny County in Plan Book Volume 13, Page 112, shall be and the same is hereby designated as "Hough way."*

The grade of the south line shall begin on the west line of Canter way at an elevation of 399.96 feet; thence falling at a rate of 13% for a distance of 165 feet to a point of curve to an elevation of 378.51 feet; thence by a concave parabolic curve for a distance of 50 feet to a point of tangent to an elevation of 374.13 feet; thence falling at a rate of 4.5% for a distance of 398.29 feet to the westerly terminus of B. A. Elliott Company Plan of Lots to an elevation of 356.21 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 31, 1922.

Approved February 2, 1922.

Ordinance Book 33, Page 246.

No. 22

AN ORDINANCE—Providing for the letting of a contract or contracts for furnishing telephone service for the City of Pittsburgh for the year ending December 31, 1922.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Safety shall be and they are hereby authorized, empowered and directed to advertise for proposals and let a contract or contracts to the lowest responsible bidder or bidders for furnishing telephone*

service to the City of Pittsburgh for the year ending December 31, 1922, in accordance with the provisions of an Act of Assembly entitled "An Act for the Government of cities of the Second Class," approved the 7th day of March A. D., 1901, and the various supplements and amendments thereto and the City Ordinances of the City of Pittsburgh in such cases made and provided, the cost therefor not to exceed the sum of Twenty-four thousand and three hundred (\$24,300.00) dollars, and to be charged to Code Account No. 1473, Item B-2, Miscellaneous Services, Bureau of Electricity.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 6, 1922.

Approved February 7, 1922.

Ordinance Book 33, Page 247.

No. 23

AN ORDINANCE—Fixing the number of officers and employees of the Bureau of Engineering, Department of Public Works, City of Pittsburgh, and the rate of compensation thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That from and after the passage of this ordinance, the number of officers and employees of the Bureau of Engineering, Department of Public Works, City of Pittsburgh and the rate of compensation thereof shall be and the same are fixed and established as herein set forth.*

DEPARTMENT OF PUBLIC WORKS— BUREAU OF ENGINEERING GENERAL OFFICE

Chief Engineer	\$6,000.00 per annum
Division Engineer	3,450.00 per annum
Chief Clerk	2,340.00 per annum
Stenographer-Clerk	1,800.00 per annum
Contract Clerk	1,650.00 per annum
Clerk	1,500.00 per annum
File Clerk	1,200.00 per annum
Chauffeur-Mechanic	1,500.00 per annum

DEPARTMENT OF PUBLIC WORKS—
DIVISION OF SURVEYS

Assistant Chief
Engineer\$1,800.00 per annum
Division Engineer.... 3,450.00 per annum
Assistant Engineer
Designer 2,850.00 per annum
Ten Assistant Engi-
neers 2,460.00 each per annum
Twelve Engineering
Draftsmen 1,800.00 each per annum
Counter Clerk 1,650.00 per annum
Counter Clerk 1,500.00 per annum
Two Stenographer-
Clerks 1,380.00 each per annum
Eight Transit-
men \$1,650.00 each per annum
Eight Rodmen.. 1,500.00 each per annum
Sixteen Chain-
men 1,140.00 each per annum

DEPARTMENT OF PUBLIC WORKS—
DIVISION OF DESIGN

Division Engineer....\$3,450.00 per annum
Two Assistant Engineer
Designers 2,850.00 each per annum
Two Designing
Draftsmen 1,950.00 each per annum
Fifteen Engineering
Draftsmen 1,800.00 each per annum
Counter Clerk 1,650.00 per annum
Index Clerk 1,500.00 per annum
Stenographer 1,200.00 per annum

DEPARTMENT OF PUBLIC WORKS—
DIVISION OF PARKS AND
PLAYGROUNDS

Assistant Chief
Engineer\$3,450.00 per annum
Two Assistant Engi-
neers 2,460.00 each per annum
Two Transit-
men1,650.00 each per annum
Two Rodmen.... 1,200.00 each per annum
Four Chainmen 1,140.00 each per annum
Three Public Works
Inspectors 1,500.00 each per annum

DEPARTMENT OF PUBLIC WORKS—
DIVISION OF BRIDGES

Assistant Chief
Engineer\$3,880.00 per annum
Division Engineer.. 3,450.00 per annum
Five Assistant Engineer
Designers 2,850.00 each per annum
Three Assistant
Engineers 2,460.00 each per annum
Two Designing
Draftsmen 2,220.00 each per annum

Designing Drafts-
man 1,950.00 per annum
Nine Engineering
Draftsmen 1,800.00 each per annum
Three Transit-
men 1,650.00 each per annum
Three Rodmen 1,200.00 each per annum
Six Chainmen... 1,140.00 each per annum
Architect 3,450.00 per annum
Designing Architectural
Draftsman 2,820.00 per annum
Two Architectural Drafts-
men 2,160.00 each per annum
Chief Inspector..... 1,860.00 per annum
Four Public Works Inspec-
tors 1,500.00 each per annum
Stenographer 1,200.00 per annum

BRIDGE REPAIRS

General Foreman\$1,860.00 per annum
Driver3.30 per day
Carpenters, not to exceed.....C. U. W.
Structural Iron Workers, not
to exceedC. U. W.
Eight Laborers\$3.60 each per day
Laborers 3.20 each per day

BRIDGE REPAINTING

Foreman of Painters \$1,860.00 per annum
Bridge Painters, not to exceed C. U. W.

STREET SIGNS

Public Works In-
spector\$1,320.00 per annum
Laborers3.20 each per day

MONUMENT BOXES

Auto Truck Driver\$3.60 per day
Laborers 3.20 each per day

DEPARTMENT OF PUBLIC WORKS—
DIVISION OF SEWERS

Assistant Chief
Engineer\$3,880.00 per annum
Division Engineer.... 3,450.00 per annum
Seven Assistant
Engineers 2,460.00 each per annum
Seven Transit-
men 1,650.00 each per annum
Seven Rodmen.. 1,200.00 each per annum
Twelve Chain-
men 1,140.00 each per annum
Chief Inspector1,860.00 per annum
Fifteen Public Works
Inspectors 1,500.00 each per annum
Stenographer 1,200.00 per annum

DEPARTMENT OF PUBLIC WORKS—
DIVISION OF STREETS

Assistant Chief	
Engineer	\$3,880.00 per annum
Division Engineer..	3,450.00 per annum
Two Special	
Construction	
Engineers	2,850.00 each per annum
Two Senior	
Assistant	
Engineers	2,460.00 each per annum
Four Assistant	
Engineers	2,460.00 each per annum
Estimate Checker ..	2,460.00 per annum
Eight Transit-	
men	1,650.00 each per annum
Eight Rodmen	1,200.00 each per annum
Twelve Chain-	
men	1,140.00 each per annum
Two Engineering	
Draftsmen	1,800.00 each per annum
Two Chief In-	
spectors	1,860.00 each per annum
Twenty-three	
Public Works	
Inspectors	1,500.00 each per annum
Stenographer	1,200.00 per annum

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 14, 1922.

Approved February 15, 1922.

Ordinance Book 33, Page 248.

No. 24

AN ORDINANCE—Amending portion of Section 60, Department of Public Works, City County Building, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law December 31st, 1921.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a portion of Section 60, Department of Public Works, City-County Building, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the*

rate of compensation thereof," which became a law December 31st, 1921, and which reads as follows:

"Repairman, not to exceed C. U. W."

shall be and the same is hereby amended to read as follows:

"Carpenter, not to exceed C. U. W."

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 14, 1922.

Approved February 15, 1922.

Ordinance Book 33, Page 250.

No. 25

AN ORDINANCE—Appropriating and setting aside from the proceeds of Water Bonds, Series "A", 1919, the sum of Fifty thousand (\$50,000.00) dollars for the payment of Engineering, Mechanical and other services in the Bureau of Water, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That there is hereby appropriated and set aside from the proceeds received from the sale of Water Bonds, Series "A", 1919, the sum of Fifty thousand (\$50,000.00) dollars for the purpose of paying the salaries and wages required for Engineering, Mechanical and other services performed by the employees of the Bureau of Water, Department of Public Works, in the improvement of and extension of water system, installation of meters, etc., in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.*

Section 2. That said appropriation shall be known as No. 203-A, Salaries and Wages.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 14, 1922.

Approved February 15, 1922.

Ordinance Book 33, Page 250.

No. 26

AN ORDINANCE—Appropriating and setting aside from the proceeds of Water Bonds, Series "A", 1919, the sum of Fifty thousand (\$50,000.00) dollars for the payment of Miscellaneous Services, Supplies, Materials, Repairs and Equipment furnished to the Bureau of Water, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds received from the sale of Water Bonds, Series "A", 1919, the sum of Fifty thousand (\$50,000.00) dollars for the purpose of paying for Miscellaneous Services, Supplies, Materials, Repairs and Equipment furnished to the Bureau of Water, Department of Public Works, in the improvement of and extension of Water System, installation of meters, etc., in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as No. 203-C, Miscellaneous Services, Supplies, Materials, Repairs and Equipment.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 14, 1922.

Approved February 15, 1922.

Ordinance Book 33, Page 251.

No. 27

AN ORDINANCE—Providing for the making of certain repairs to the Herr's Island Bridge over the back channel of the Allegheny River, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That certain repairs be made to the Herr's Island Bridge over the back channel of the Allegheny River.

Section 2. That the Mayor and the Director of the Department of Public

Works shall be and they are hereby authorized and directed to make such portions of the repairs to said bridge as they deem advisable, by the bridge repair force of the Division of Bridges, Department of Public Works, and to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for making such other portions of the repairs to said bridge, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 3. That for the payment of the cost of the necessary labor and materials entailed in the performance of such repairs made by the said bridge repair force of the Division of Bridges, and for the payment of the cost of the consummation of such contracts for the other repairs to said bridge, the sum of Ten thousand (\$10,000.00) dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 1517-M, Bureau of Engineering, and the Mayor and the Controller be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund in payment of the cost of said work.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 14, 1922.

Approved February 15, 1922.

Ordinance Book 33, Page 252.

No. 28

AN ORDINANCE—Amending Section, 8, Line 8 Mayor's Office—Municipal Garage and Repair Shop; Section 23, Line 20, Carnegie Free Library of Allegheny; Section 29, Line 21, Department of Health—Tuberculosis Hospital; Section 30, Line 20, Department of Health—Municipal Hospital; Section 41, Lines 53 and 54, Department of Charities—City Home and Hospital, Mayview; Section 42, Lines 19 and 20, Department of Public Safety; Section 58, Line 5, Department of Public Works—Asphalt Plant; Section 60, Line 5, Department of Public Works—

City-County Building; Section 62, Line 9, Department of Public Works—Diamond Market; Section 63, Line 7, Department of Public Works—North Side Market, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law, December 31, 1921.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 8, Line 8, Mayor's Office—Municipal Garage and Repair Shop; Section 23, Line 20—Carnegie Free Library of Allegheny; Section 29, Line 21, Department of Health—Tuberculosis Hospital; Section 30, Line 20, Department of Health—Municipal Hospital; Section 41, Line 53 and 54, Department of Charities—City Home and Hospital, Mayview; Section 42, Lines 19 and 20, Department of Public Safety; Section 58, Line 5, Department of Public Works—Asphalt Plant; Section 60, Line 5, Department of Public Works—City County Building; Section 62, Line 9, Department of Public Works—Diamond Market; Section 63, Line 7, Department of Public Works—North Side Market, of an ordinance, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law, December 31, 1921, and which reads as follows:

"Section 8.

MAYOR'S OFFICE—MUNICIPAL GARAGE AND REPAIR SHOP

Line 8, Engineer\$1,920.00 per annum

Section 23.

CARNEGIE FREE LIBRARY OF ALLEGHENY

Line 20, Engineers..\$1,920.00 per annum

Section 29.

DEPARTMENT OF HEALTH—TUBERCULOSIS HOSPITAL

Line 21, Three

Engineers\$1,920.00 each per annum

Section 30.

DEPARTMENT OF HEALTH—MUNICIPAL HOSPITAL

Line 20, Three

Engineers\$1,920.00 each per annum

Section 41.

DEPARTMENT OF CHARITIES—CITY HOME AND HOSPITAL, MAYVIEW

Line 53, Chief Engi-

neer\$2,520.00 per annum

Line 54, Three

Engineers\$1,920.00 each per annum

Section 42.

DEPARTMENT OF PUBLIC SAFETY

Line 19, Electrical

and Mechanical

Engineer\$2,520.00 per annum

Line 20, Three

Engineers\$1,920.00 each per annum

Section 58.

DEPARTMENT OF PUBLIC WORKS—ASHPHALT PLANT

Line 5, Eight

Engineers\$1,920.00 each per annum

Section 60.

DEPARTMENT OF PUBLIC WORKS—CITY-COUNTY BUILDING

Line 5, Three

Engineers\$1,920.00 each per annum

Section 62.

DEPARTMENT OF PUBLIC WORKS—DIAMOND MARKET

Line 9, Three

Engineers\$1,920.00 each per annum

Section 63.

DEPARTMENT OF PUBLIC WORKS—NORTH SIDE MARKET

Line 7, Engineer\$1,920.00 per annum

Shall be and the same are hereby

amended to read as follows:

Section 8.

MAYOR'S OFFICE—MUNICIPAL GARAGE AND REPAIR SHOP

Line 8, Engineer not to exceed C. U. W.

Section 23.

CARNEGIE FREE LIBRARY OF ALLEGHENY

Line 20, Engineer not to exceed C. U. W.

Section 29.

DEPARTMENT OF HEALTH—TUBERCULOSIS HOSPITAL

Line 21, Three Engineers,

not to exceedC. U. W.

Section 30.

DEPARTMENT OF HEALTH—MUNICIPAL HOSPITAL

Line 20, Three Engineers,

not to exceedC. U. W.

Section 41.

DEPARTMENT OF CHARITIES—CITY HOME AND HOSPITAL, MAYVIEW

Line 53, Chief Engineer,

not to exceedC. U. W.

Line 54, Three Engineers,
not to exceedC. U. W.
Section 42.

DEPARTMENT OF PUBLIC SAFETY
Line 19, Electrical and
Mechanical Engineer
not to exceedC. U. W.
Line 20, Three Engineers,
not to exceedC. U. W.
Section 58.

DEPARTMENT OF PUBLIC WORKS—
ASPHALT PLANT
Line 5, Eight Engineers,
not to exceedC. U. W.
Section 60.

DEPARTMENT OF PUBLIC WORKS—
CITY-COUNTY BUILDING
Line 5, Three Engineers,
not to exceedC. U. W.
Section 62.

DEPARTMENT OF PUBLIC WORKS—
DIAMOND MARKET
Line 9, Three Engineers,
not to exceedC. U. W.
Section 63.

DEPARTMENT OF PUBLIC WORKS—
NORTH SIDE MARKET
Line 7, Engineer,
not to exceedC. U. W.

Section 2. That any Ordinance or
part of Ordinance conflicting with the
provisions of this Ordinance, be and
the same is hereby repealed, so far as
the same affects this Ordinance.

Passed February 6, 1922.

Pittsburgh, February 20th, 1922.

I do hereby certify that the fore-
going ordinance, which has been dis-
approved by the Mayor, and returned
with his objections to the Council, was
passed by a two-thirds vote of said
Council this 20th day of February
A. D. 1922.

E. J. MARTIN,
Clerk of Council.

Ordinance Book 33, Page 252.

No. 29

AN ORDINANCE—Amending Lines 5,
6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16,
18, 19, 24, 25 and 26 of Section 23,
Carnegie Free Library of Allegheny,
of an Ordinance entitled, "An Ordinance
fixing the number of officers
and employees of all departments of

the City of Pittsburgh and the rate of
compensation thereof", which became
a law December 31st, 1921.

Section 1. *Be it ordained and enacted
by the City of Pittsburgh, in Council
assembled, and it is hereby ordained and
enacted by the authority of the same,* That
Lines 5, 6, 7, 8, 9, 10, 11, 12, 13, 14,
15, 16, 18, 19, 24, 25 and 26 of Section
23, Carnegie Free Library of Allegheny,
of an Ordinance entitled, "An
Ordinance fixing the number of officers
and employees of all departments
of the City of Pittsburgh and the rate
of compensation thereof", which be-
came a law December 31st, 1921;
which reads as follows:

Section 23,
Line 5, Head Library Assistant
\$2,100.00 per annum
Line 6, Cataloguer 1,320.00 per annum
Line 7, Assistant Cataloguer,
1,200.00 per annum
Line 8, Children's Librarian,
\$1,440.00 per annum
Line 9, Two Library Assistants,
1,260.00 each per annum
Line 10, Two Library Assistants,
\$1,200.00 each per annum
Line 11, Three Library Sub-Assistants,
960.00 each per annum
Line 12, Four Library Sub-Assistants,
900.00 each per annum
Line 13, Two Library Sub-Assistants
810.00 each per annum
Line 14, Apprentice 720.00 per annum
Line 15, Three Apprentices,
660.00 each per annum
Line 16, Four Apprentices,
600.00 each per annum
Line 18, Two Sunday Assistants,
3.30 each per day
Line 19, Sunday Assistant 2.25 per day
Line 24, Branch Librarian,
1,560.00 per annum
Line 25, Library Sub-Assistant,
960.00 per annum
Line 26, Library Sub-Assistant,
900.00 per annum

shall be and the same are amended
to read as follows:

Section 23,
Line 5, Head Library Assistant,
\$2,244.00 per annum
Line 6, Cataloguer 1,518.00 per annum
Line 7, Assistant Cataloguer,
1,380.00 per annum
Line 8, Children's Librarian,
1,590.00 per annum

Line 9, Two Library Assistants,
1,452.00 each per annum
Line 10, Two Library Assistants,
1,380.00 each per annum
Line 11, Three Library Sub-Assistants,
1,176.00 each per annum
Line 12, Four Library Sub-Assistants,
1,104.00 each per annum
Line 13, Two Library Sub-Assistants,
966.00 each per annum
Line 14, Apprentice 900.00 per annum
Line 15, Three Apprentices,
828.00 each per annum
Line 16, Four Apprentices,
690.00 each per annum
Line 18, Two Sunday Assistants,
4.25 each per day
Line 19, Sunday Assistant 2.75 per day
Line 24, Branch Librarian,
1,728.00 per annum
Line 25, Library Sub-Assistant,
1,176.00 per annum
Line 26, Library Sub-Assistant,
1,104.00 per annum

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 14, 1922.

Pittsburgh, February 27th, 1922.

I do hereby certify that the foregoing ordinance, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval, on February 15th, 1922, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon the same became a law without his approval under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN,
Clerk of Council.

Ordinance Book 33, Page 254.

No. 30

AN ORDINANCE—Appropriating and setting aside from the proceeds of Broad Street Improvement Bonds, Bond Fund Appropriation No. 232, the sum of Six thousand (\$6,000.00) dollars, for the payment of Engineering Expenses, including salaries, wages, supplies, materials, equipment and mis-

cellaneous services, in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds received from the sale of Broad Street Improvement Bonds, Bond Fund Appropriation No. 232, the sum of Six thousand (\$6,000.00) dollars, for the purpose of paying the engineering expenses, including salaries, wages, supplies, materials, equipment, and miscellaneous services required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said Bonds.

Section 2. That said appropriation shall be known as Bond Fund Appropriation No. 232-A, Engineering Expenses, Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 20, 1922.

Approved March 1, 1922.

Ordinance Book 33, Page 256.

No. 31

AN ORDINANCE—Appropriating and setting aside from the proceeds of Center Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 204, an additional sum of One thousand (\$1,000.00) dollars for the payment of Engineering Expenses, including salaries, wages, supplies, equipment, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds received from the sale of Center Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 204, an additional sum of One thousand (\$1,000.00) dollars for the

purpose of paying the Engineering Expenses, including salaries, wages, supplies, equipment, materials and miscellaneous services required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the Ordinance authorizing the sale of said Bonds.

Section 2. That said appropriation shall be known as "No. 204-A", Engineering Expenses, Salaries, Wages, Supplies, Equipment, Materials and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 20, 1922.

Approved March 1, 1922.

Ordinance Book 33, Page 256.

No. 32

AN ORDINANCE—Appropriating and setting aside from the proceeds of Island Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 219, an additional sum of Four thousand (\$4,000.00) dollars for the payment of engineering expenses, including salaries, wages, supplies, equipment, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds received from the sale of Island Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 219, an additional sum of \$4,000.00 for the purpose of paying the engineering expenses, including salaries, wages, supplies, equipment and materials and miscellaneous services required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the Ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as "No. 219-A" Engi-

neering Expenses, Salaries, Wages, Supplies, Equipment, Materials, and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 20, 1922.

Approved March 1, 1922.

Ordinance Book 33, Page 257.

No. 33

AN ORDINANCE—Appropriating and setting aside from the proceeds of Boulevard of the Allies Bonds, 1919, Bond Fund Appropriation No. 207, an additional sum of Seven thousand (\$7,000.00) dollars, for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials and Miscellaneous Services in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds received from the sale of Boulevard of Allies Bonds, 1919, Bond Fund Appropriation No. 207, an additional sum of Seven thousand (\$7,000.00) dollars, for the purpose of paying the engineering expenses, including salaries, wages, supplies, materials and miscellaneous services required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as "No. 207-A, "Engineering Expenses, Salaries, Wages, Supplies, Materials, and Miscellaneous Services."

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 20, 1922.

Approved March 1, 1922.

Ordinance Book 33, Page 258.

No. 34

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of three (3) Motor Driven Combination Hose and Chemical Wagons, One (1) Triple Motor Driven 750-gallon Pumping Engine, One (1) 6-cylinder, 4-wheel Motor Driven Tractor and one (1) 4-cylinder Motor Driven City Service Truck, for the Bureau of Fire.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the furnishing of the following apparatus for the Bureau of Fire, viz:

3—Motor Driven Combination Hose and Chemical Wagons, not to exceed the sum of \$24,500.00.

1—Triple Combination Motor Driven 750-gallon Pumping Engine, not to exceed the sum of \$12,500.00.

1—Six-cylinder, 4-wheel Motor Driven Tractor and mounted on No. 1 Truck, not to exceed the sum of \$8,500.00.

1—Four cylinder Motor Driven City Service Truck, not to exceed the sum of \$8,500.00.

in accordance with the provisions of an Act of Assembly entitled: "An Act for the government of cities of the second class," approved March 7th, A. D. 1901, and the various supplements and amendments thereto and ordinances of City Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. F-1468, Bureau of Fire.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 20th, 1922.

Approved March 1, 1922.

Ordinance Book 33, Page 258.

No. 35

AN ORDINANCE—Providing for the letting of contract or contracts for the furnishing of One (1) Locomotive Traveling Crane, Two (2) 10-ton Tandem Rollers, One (1) 5-ton Tandem Roller, Two (2) 3½-ton Auto Trucks complete, and Three (3) Auto Chassis, for the Asphalt Division, Bureau of Highways and Sewers, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the furnishing of the following equipment for the Asphalt Division of the Bureau of Highways and Sewers, viz:

1—Locomotive Traveling Crane, at a cost not to exceed the sum of \$9,000.00, and to include one (1) old Crane in exchange.

2—10-ton Tandem Rollers and One (1) 5-ton Tandem Roller, at a cost not to exceed the sum of \$10,200.00, and to include four (4) old Rollers in exchange.

2—3½-ton Auto Trucks, complete with body and hoist and three (3) 3½-ton Auto Chassis with closed cabs and hoists (bodies to be furnished by City), at a cost not to exceed the sum of \$20,500.00, and to include three (3) old chassis in exchange.

in accordance with the provisions of an Act of Assembly entitled: "An Act for the government of cities of the second class," approved March 7th, A. D. 1901, and the various supplements and amendments thereto and ordinances of City Council in such cases made and provided, the same to be chargeable to and payable from Code Account F-1658, Asphalt Division, Bureau of Highways and Sewers.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 20, 1922.

Approved March 1, 1922.

Ordinance Book 33, Page 259.

No. 36

AN ORDINANCE—Establishing the opening grade on Strahley place, as laid out and proposed to be dedicated as a legally opened highway by Richard Hoerster and Jennie Strahley Hoerster, his wife, in a plan of lots of their property in the Twentieth Ward of the City of Pittsburgh, named Strahley Farm Plan.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That upon the approval of a certain plan of lots named "Strahley Farm Plan" proposed to be laid out by Richard Hoerster and Jennie Strahley Hoerster, his wife, of their property in the Twentieth Ward of the City of Pittsburgh, the grade to which Strahley place as shown thereon shall be accepted as a public highway of the said City, shall be as hereinafter set forth:

The grade of the north curb line of Strahley place shall begin at the west curb line of Bucyrus street a distance of 192.0 feet north from the intersection of the north line of Chartiers avenue and the west curb line of Bucyrus street at an elevation of 238.01 feet, (curb as set); thence rising at the rate of 1.0 foot per 100 feet for a distance of 116.0 feet to the east curb line of Rudolph street at an elevation of 239.17 feet; thence level for a distance of 20.0 feet to the west curb line of Rudolph street; thence falling at the rate of 1.9 feet per 100 feet for a distance of 448.56 feet to a point of curve to an elevation of 230.65 feet; thence by the arc of a concave parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 230.47 feet; thence rising at the rate of 1.0 foot per 100 feet for a distance of 291.85 feet to a point of curve to an elevation of 233.39 feet; thence by the arc of a convex parabolic curve for a distance of 20.0 feet (said distance of 20.0 feet being at a point in the center of the entire arc, also a point on the curb opposite the dividing line between lots numbered 18 and 19 in the said Strahley Farm Plan) to an elevation of 233.49 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 20, 1922.

Approved March 1, 1922.

Ordinance Book 33, Page 260.

No. 37

AN ORDINANCE—Appropriating and setting aside from the proceeds of "Street Improvement Bonds", Bond Fund Appropriation No. 194, an additional sum of Fifty-three hundred (\$5,300.00) dollars, for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials and Miscellaneous Services in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds received from the sale of "Street Improvement Bonds", Bond Fund Appropriation No. 194, an additional sum of Fifty-three Hundred (\$5,300.00) dollars, for the purpose of paying the engineering expenses, including salaries, wages, supplies, materials and miscellaneous services required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as "Bond Fund Appropriation No. 194-A, Engineering Expenses, Salaries, Wages, Supplies, Materials and Miscellaneous Services."

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1922.

Approved March 3, 1922.

Ordinance Book 33, Page 261.

No. 38

AN ORDINANCE—Designating Roy way as the name of an Unnamed 20-foot way in the 14th Ward of the City of Pittsburgh as shown in T. M. Dickies' Plan of Lots, from Roy

street to Willard street, and establishing the grade thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That an unnamed 20-foot way in the 14th Ward of the City of Pittsburgh, as shown in T. M. Dickies' Plan of Lots, from Roy street to Willard street, be and the same is hereby named and designated as "Roy way."

The grade of the westerly line of Roy way shall begin at the northerly curb line of Roy street at an elevation of 299.18 feet; thence falling at the rate of 8.95% for a distance of 122.55 feet to the southerly curb line of Willard street to an elevation of 288.21 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1922.

Approved March 3, 1922.

Ordinance Book 33, Page 262.

No. 39

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway, and establishing the grade of Annetta street, from Paulson avenue to Helen street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the sidewalks and roadway, and the grade of the easterly curb line of Annetta street, from Paulson avenue to Helen street, shall be and the same is hereby fixed and established as follows, to-wit:

The sidewalks shall have a uniform width of 14 feet and shall lie along and parallel their respective street lines.

The roadway shall have a uniform width of 22 feet and shall occupy the central portion of the street lying between the sidewalks as above described.

Section 2. The grade of the easterly curb line shall begin at the northerly curb line of Paulson avenue at an elevation of 284.72 feet; thence falling at the rate of 5% for a distance of 10 feet to the northerly line of Paul-

son avenue to an elevation of 284.22 feet; thence falling at the rate of 8% for a distance of 240 feet to the southerly line of Album street to an elevation of 265.02 feet; thence falling at the rate of 5% for a distance of 9 feet to the southerly curb line of Album street to an elevation of 264.57 feet; thence level for a distance of 22 feet to the northerly curb line of the same; thence rising at the rate of 1% for a distance of 238 feet to the southerly curb line of Helen street to an elevation of 266.95 feet.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1922.

Approved March 3, 1922.

Ordinance Book 33, Page 262.

No. 40

AN ORDINANCE—Authorizing and directing the grading, paving and curbing of Bellaire avenue from Wedgemere street to Pioneer avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Bellaire avenue, between Wedgemere street and Pioneer avenue, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the grading, paving, and curbing of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Bellaire avenue, from Wedgemere street to Pioneer avenue, be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between

said points, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Thirteen thousand (\$13,000.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1922.

Approved March 3, 1922.

Ordinance Book 33, Page 263.

No. 41

AN ORDINANCE—Authorizing the regrading, repaving, recurbing, and otherwise improving of Binler street, from Frankstown avenue to property line distant about sixty-three (63') feet south of Broad street, as affected by the improvement of Broad street, and setting aside the sum of Thirty-five hundred (\$3,500.00) dollars from the proceeds of Bond Fund Appropriation No. 232, "Broad Street Improvement Bonds", for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Binler street, from Frankstown avenue to property line distant about 63 feet south of Broad street, as affected by the improvement of Broad street, be regraded, repaved, recurbed, and otherwise improved.

Section 2. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the regrading, repaving, recurbing, and otherwise im-

proving of Binler street, from Frankstown avenue to property line distant about 63 feet south of Broad street as affected by the improvement of Broad street, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 3. That for the payment of the cost thereof, the sum of Thirty-five hundred (\$3,500.00) dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of Bond Fund Appropriation No. 232, "Broad Street Improvement Bonds," and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1922.

Approved March 3, 1922.

Ordinance Book 33, Page 264.

No. 42

AN ORDINANCE—Establishing the grade of Burton way, from Camp street to Lyon street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the grade of the south line of Burton way, from Camp street to Lyon street, be and the same is hereby established as follows, to-wit:

Beginning on the west curb line of Camp street at an elevation of 464.09 feet (curb as set); thence rising at the rate of 1.5 feet per 100 feet for the distance of 22.69 feet to a point of curve to an elevation of 464.43 feet; thence by a convex parabolic curve for the distance of 50 feet to a point of tangent to an elevation of 464.49 feet; thence falling at the rate of 1.25 feet per 100 feet for the distance of 198.88 feet to a point of curve to an elevation of 462.00 feet; thence by a convex parabolic curve for the distance of 50 feet to a point of tangent to an elevation

of 459.50 feet; thence falling at the rate of 8.75 feet per 100 feet for the distance of 80.34 feet to a point to an elevation of 452.47 feet; thence falling at the rate of 5 feet per 100 feet for the distance of 8.45 feet to the east curb line of Lyon street to an elevation of 452.05 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1922.

Approved March 3, 1922.

Ordinance Book 33, Page 265.

No. 43

AN ORDINANCE—Establishing the grade of Gallion avenue, from Pioneer avenue to Glenarm avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the easterly curb line of Gallion avenue, from Pioneer avenue to Glenarm avenue, be and the same is hereby established as follows, to-wit:

Beginning at the southerly curb line of Pioneer avenue at an elevation of 500.99 feet; thence falling at a rate of 5.0 feet per 100 feet for a distance of 7.01 feet to the southerly building line of Pioneer avenue to an elevation of 500.64 feet; thence falling at a rate of 13.0 feet per 100 feet for a distance of 271.46 feet to the northerly building line of Beaufort avenue to an elevation of 465.35 feet; thence falling at a rate of 7.66 feet per 100 feet for a distance of 379.0 feet to a point opposite the northerly building line of Wedgemere avenue to an elevation of 436.32 feet; thence falling at a rate of 6.0 feet per 100 feet for a distance of 272.0 feet to the northerly building line of Wolford avenue to an elevation of 420.00 feet; thence level for a distance of 40.0 feet to the southerly building line of Wolford avenue; thence rising at a rate of 7.376 feet per 100 feet for a distance of 388.0 feet to a point of curve to an elevation of 448.62 feet; thence by a concave parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 457.73 feet; thence rising at a rate of 23.0 feet per 100 feet for a distance of

180.0 feet to the northerly building line of Flatbush avenue to an elevation of 499.13 feet; thence rising at a rate of 6.0 feet per 100 feet for a distance of 40.0 feet to the southerly building line of Flatbush avenue to an elevation of 501.53 feet; thence rising at a rate of 16.0 feet per 100 feet for a distance of 68.0 feet to a point of curve to an elevation of 512.41 feet; thence by a convex parabolic curve for a distance of 160.0 feet to a point of tangent to an elevation of 513.21 feet; thence falling at a rate of 15.0 feet per 100 feet for a distance of 120.0 feet to a point to an elevation of 495.21 feet; thence falling at a rate of 41.21 feet per 100 feet for a distance of 75.97 feet to the northerly building line of Glenarm avenue to an elevation of 463.90 feet; thence falling at a rate of 6.0 feet per 100 feet for a distance of 9.81 feet to the northerly curb line of Glenarm avenue to an elevation of 463.31 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1922.

Approved March 3, 1922.

Ordinance Book 33, Page 266.

No. 44

AN ORDINANCE—Establishing the grade on Lois way, from Termon avenue to Cornell avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the west curb line of Lois way, from Termon avenue to Cornell avenue be and the same is hereby established as follows, to-wit:

Beginning at the north curb line of Termon avenue at an elevation of 322.91 feet; thence rising at a rate of 6.0 feet per 100 feet for a distance of 8.0 feet to the north building line of Termon avenue to an elevation of 323.39 feet; thence rising at a rate of 17.4 feet per 100 feet for a distance of 226.10 feet to the south building line of Cornell avenue to an elevation of 362.73 feet; thence rising at a rate of 6.0 feet per 100 feet for a distance of 9.0 feet to the south curb line of Cornell avenue to an elevation of 363.27 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1922.

Approved March 3, 1922.

Ordinance Book 33, Page 267.

No. 45

AN ORDINANCE—Establishing the grade of Ned way, from Lelia street to a point 460.70 feet south to a property line.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the grade of the east line of Ned way from Lelia street to a point 460.70 feet south to a property line, be and the same is hereby established as follows, to-wit:

Beginning at a point on the south curb line of Lelia street at an elevation of 392.18 feet; thence by a convex parabolic curve for the distance of 19.56 feet to a point of tangent to an elevation of 390.81 feet; thence falling at the rate of 19.011% for the distance of 104.44 feet to a point on the north line of Jasper street to an elevation of 370.95 feet; thence falling at the rate of 5% for the distance of 10.03 feet to the north curb line of Jasper street to an elevation of 370.45 feet; thence level for the distance of 41.59 feet to a point of curve to an elevation of 370.45 feet; thence by a convex parabolic curve for the distance of 37.94 feet to a point of tangent to an elevation of 368.74 feet; thence falling at the rate of 9.00% for the distance of 247.14 feet to a point on a property line to an elevation of 346.50 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1922.

Approved March 3, 1922.

Ordinance Book 33, Page 267.

No. 46

AN ORDINANCE—Establishing the grade on Roy street, from south Lang avenue to Roy way.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the grade of the northerly curb line of Roy street, from South Lang avenue to Roy way, shall be and the same is hereby established as follows, to-wit:

Beginning on the easterly curb line of South Lang avenue at an elevation of 320.20 feet; thence by a convex parabolic curve for a distance of 43.8 feet to a point of tangent to an elevation of 318.01 feet; thence falling at the rate of 10% for a distance of 31.20 feet to a point of curve to an elevation of 314.89 feet; thence by a concave parabolic curve for a distance of 80 feet to a point of tangent to an elevation of 308.29 feet; thence falling at the rate of 6.5% for a distance of 140.21 feet to the westerly line of Roy way to an elevation of 299.18 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 27, 1922.

Approved March 3, 1922.

Ordinance Book 33, Page 268.

No. 47

AN ORDINANCE—Appropriating and setting aside an additional sum of \$58,000.00 from Bond Fund Appropriation No. 215, "Negley Run Sewer Bonds," for the payment of the cost of completing contract No. 5464, Mayor's Office File No. 28, entered into March 17th, 1921 with Christ Donatelli for the construction of a relief sewer in the Negley Run Drainage Basin, for the Homewood and Brush-ton Districts.

Whereas, in prosecuting said contract No. 5464, it became necessary, due to unforeseen conditions, to do certain extra work and to increase the quantities of certain items of work included in the contract, to-wit:

Extra work in the amount of \$22,-709.80, as per Resolution No. 587, approved December 31st, 1921;

Extra work in the amount of \$4,-100.00 for repaving a portion of Bennett Street in accordance with prices approved by the Director of the Department of Public Works;

The increased quantities of the work required to be done at the unit prices bid for miscellaneous lumber in place and additional concrete in place; and

Whereas, it is now estimated that an additional sum of \$58,000.00 will be required to pay the cost of completing this contract; and

Whereas, there is remaining in Bond Fund Appropriation No. 215, an unencumbered balance in excess of the required additional sum of \$58,000.00, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby set apart and appropriated an additional sum of \$58,000.00, from the proceeds of Bond Fund Appropriation No. 215, "Negley Run Sewer Bonds," for the payment of the cost of completing contract No. 5464, Mayor's Office File No. 28, entered into March 17th, 1921 with Christ Donastelli, for the construction of a relief sewer in the Negley Run Drainage Basin for the Homewood and Brush-ton Districts, and the Mayor and the Controller be, and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of completing said contract.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 6, 1922.

Approved March 13, 1922.

Ordinance Book 33, Page 268.

No. 48

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Blanton street and Minnesota street, from a point about

15 feet east of Russett way to the existing sewer on Minnesota street north of Blanton street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That a public sewer be constructed on Blanton street and Minnesota street, from a point about 15 feet east of Russett way to the existing sewer on Minnesota street north of Blanton street. Commencing on Blanton street at a point about 15 feet east of Russett way; thence eastwardly along Blanton street to Minnesota street; thence northwardly along Minnesota street to the existing sewer on Minnesota street north of Blanton street; said sewer to be terra cotta pipe and fifteen (15) inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Sixteen hundred (\$1,600.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 6, 1922.

Approved March 13, 1922.

Ordinance Book 33, Page 269.

No. 49

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of One (1) Asphalt Top Mixer with shaft for the Pittsburgh Asphalt Plant, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract or contracts, to the lowest responsible bidder or bidders, for the furnishing of One (1) Asphalt Top Mixer with shaft, at a cost not to exceed the sum of eighteen hundred sixty-five (\$1,865.00) dollars, in accordance with an Act of Assembly entitled, "An Act for the government of Cities of the second class," approved March 7th, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be chargeable to and payable from code account 1658.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 6, 1922.

Approved March 13, 1922.

Ordinance Book 33, Page 270.

No. 50

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with the Pennsylvania Railroad for the construction of a foot bridge at South Fourth street over Carson street East and the Railroad Right of Way to Manor street; and providing for the provisions thereof and for the payment of same.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and di-

rected to make, execute and deliver, in the name of the City of Pittsburgh, and for the City of Pittsburgh, the following contract with the Pennsylvania Railroad, and affix thereto the corporate seal of the said City of Pittsburgh.

AGREEMENT

Made this.....day of..... 1922, between the City of Pittsburgh, a Municipal Corporation of the County of Allegheny, Pennsylvania, and a City of the Second Class, party of the first part, and hereinafter called "The City", and the Pennsylvania Railroad Company, party of the second part, hereinafter called "the Railroad Company."

Whereas, the City has improved Carson street East, from Brownsville avenue to South Seventh street, and eliminated the south sidewalk between the above said points, and

Whereas, the Railroad Company has constructed and maintains a stone arch passageway, under Railroad Right of Way, from Carson street East to Manor street, on line of former Short street, and

Whereas, by the improvement of Carson street East, the Railroad Company's archway is made unsafe for use, and

Whereas, the Railroad Company has constructed and maintained a foot bridge over right of way between South Fourth and South Fifth streets, and

Whereas, by the improvement of Carson street East, this foot bridge is made unfit for use, and

Whereas, the City is desirous of constructing a foot bridge over right of way of said Railroad Company and Carson Street East to Manor street at South Fourth street, Now this agreement.

Witnesseth: That for the considerations and advantages moving from one to the other, hereinafter mentioned, the parties thereto mutually covenant and agree to and with each other and their successors and assigns, forever, as follows:

1. The said parties agree to the construction of a foot bridge on line of South Fourth street, across Carson street East, over Railroad Company's right of way to Manor street, in accordance with plans and specifications to be approved by the Director of the Department of Public Works of the said City at the location shown on Plan Number 20757, "Exhibit A", dated

November 3rd, 1921, approved by N. F. Brown, Director of Public Works, for the City of Pittsburgh and identified by Charles M. Reppert, Chief Engineer, Bureau of Engineering, of the City of Pittsburgh, and by W. D. Wiggins, Chief Engineer, Maintenance of Way, of the Pennsylvania Railroad Company, as the Plan referred to in this Agreement, which plan is on file in the Bureau of Engineering.

2. The said Railroad Company agrees to furnish, erect, maintain, renew and shall own a foot bridge across the Railroad Company's Right of Way, and necessary steps and approach on the south end, or at Manor street, including all necessary foundations and supports, and shall permit the City to attach a span or stair way across Carson street East to the north support of said bridge.

3. The City agrees to release the Railroad Company from the maintenance of the foot bridge across the right of way between South Fourth street and South Fifth street and to permit the Railroad Company to remove same.

4. The said Railroad Company further agrees to close the arch passageway on Short street, either by constructing suitable barricades or bulkheading entrances of same until the necessity for such passageway can be determined, when and if it is so ordered by the City, the Railroad Company shall open and maintain said passageway.

5. The City agrees to permit the Railroad Company to permanently close arch passageway on Short street, and to release the Railroad Company from all obligations to maintain such a passageway, if, after two (2) years, the necessity for the same no longer exists in the opinion of the City.

6. The City agrees to construct, maintain, renew and shall own a bridge over Carson street East at South Fourth street to connect with the bridge to be constructed by the Railroad Company.

7. The estimated cost of the City's share of this work is \$7,000.00, which money shall be payable out of Appropriation No. 42, Contingent Fund.

8. It is expressly understood and agreed that the terms of this Agreement shall not be binding upon the parties hereto until and unless the same is approved by the Public Service Commission of the Commonwealth of Pennsylvania.

This contract is entered into by the said City pursuant to Ordinance No.

..... on record in Ordinance
Book, Volume..... Page.....

CITY OF PITTSBURGH,

By.....
Mayor.

Countersigned:

.....
City Controller.

By.....
Director, Department of
Public Works

THE PENNSYLVANIA RAILROAD
COMPANY

By.....
Vice President

Attest:

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance, with special reference to Ordinance No. 572, on record in Ordinance Book Volume 33, Page 139.

Passed February 27, 1922.

Approved March 10, 1922.

Ordinance Book 33, Page 271.

No. 51

AN ORDINANCE—Granting unto the Eighth Ward Honor Roll Association permission to erect a memorial in Friendship Park to residents of that Ward who served the United States of America in the World War.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Eighth Ward Honor Roll Association is hereby granted permission to erect in Friendship Park a fitting memorial to the residents of that Ward who served the United States of America in the World War.

Section 2. That the said memorial shall be erected in said Friendship Park at a location which shall be approved by the Mayor, the Director of Public Works, and the Superintendent of the Bureau of Parks.

Section 3. That the design and specifications of said memorial shall be submitted to and approved by the Mayor, the Director of Public Works, the Superintendent of the Bureau of

Parks and the Art Commission of the City of Pittsburgh.

Section 4. That following said approval, the Eighth Ward Honor Roll Association shall cause said memorial to be erected in strict accordance with said design and specifications.

Section 5. That upon completion and dedication the said memorial shall become the property of the City of Pittsburgh.

Section 6. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 13, 1922.

Approved March 16, 1922.

Ordinance Book 33, Page 273.

No. 52

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of One (1) Motor for Christie Front Drive Tractor, for the Municipal Garage & Repair Shop, (Fire Apparatus).

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract or contracts, to the lowest responsible bidder or bidders, for the furnishing of One (1) Motor for Christie Front Drive Tractor, at a cost not to exceed the sum of Two thousand (\$2,000.00) dollars in accordance with an Act of Assembly entitled, 'An Act for the government of Cities of the second class,' approved March 7th. A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1034, Materials.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 13, 1922.

Approved March 16, 1922.

Ordinance Book 33, Page 274.

No. 53

AN ORDINANCE—Providing for the letting of a contract or contracts for the repairing of the Electric Wiring in the Administration, Male and Female Home, and Female Hospital buildings at Mayview, Pa., and authorizing the setting aside of Two thousand (\$2,000.00) dollars from Code Account 1328, Special Repairs, Pittsburgh City Home and Hospital, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Charities, of the City of Pittsburgh, shall be and are hereby authorized to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the repairing of the Electric Wiring in the Administration, Male and Female Home, and Female Hospital Buildings at Mayview, Pa., for a sum not to exceed Two thousand (\$2,000.00) dollars, in accordance with an Act of Assembly entitled "An Act for the government of cities of the second class," approved the 7th day of March A. D. 1901, and the several supplements and amendments thereto, and the ordinances of Council in such cases made and provided.

Section 2. That the sum of Two (\$2,000.00) dollars, or so much of same as may be necessary, shall be and is hereby set apart and appropriated from Code Account 1328, Special Repairs, Pittsburgh City Home and Hospital, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 13, 1922.

Approved March 16, 1922.

Ordinance Book 33, Page 274.

No. 54

AN ORDINANCE—Re-establishing the grade on Geneva street, from 44th Street to 45th Street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the southerly curb line of Geneva street, from 44th Street to 45th Street, shall be and the same is hereby re-established as follows, to-wit:*

Beginning on the easterly curb line of 44th Street at an elevation of 214.84 feet; thence by a concave parabolic curve for a distance of 72.50 feet to a point of tangent to an elevation of 216.65 feet; thence rising at the rate of 5% for a distance of 23.40 feet to a point of curve to an elevation of 217.81 feet; thence by a convex parabolic curve for a distance of 120 feet to a point of tangent to an elevation of 222.46 feet; thence rising at the rate of 2.75% for a distance of 14.47 feet to a point of curve to an elevation of 222.86 feet; thence by a concave parabolic curve for a distance of 59.76 feet to the westerly curb line of 45th Street to an elevation of 225.47 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 13, 1922.

Approved March 16, 1922.

Ordinance Book 33, Page 275.

No. 55

AN ORDINANCE—Approving the Strahley Farm Plan of Lots in the 20th Ward of the City of Pittsburgh, laid out by Richard Hoerster and Jennie Strahley Hoerster, his wife, accepting the dedication of Strahley place as shown thereon, for public use for highway purposes, opening and naming the same and establishing the grade thereon.

Whereas, Richard Hoerster and Jennie Strahley Hoerster, his wife, the owners of certain properties in the 20th Ward of the City of Pittsburgh, laid out in a plan of lots called "Strahley Farm Plan" have located a certain street or place thereon and executed a deed of dedication on said plan, for all ground covered by said street or place to the said city of Pittsburgh for public use for highway purposes and have released the said City from liabilities for damages oc-

casioned by the physical grading of said public highway to the grade hereinafter established, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Strahley Farm Plan of Lots, situate in the 20th Ward of the City of Pittsburgh, laid out by Richard Hoerster and Jennie Strahley Hoerster, his wife, December 1921, be and the same is hereby approved and Strahley place as located and dedicated in said Plan is hereby accepted.*

Section 2. The Place as aforesaid dedicated to said City for public highway purposes, shall be and the same is hereby appropriated and opened as a public highway and named "Strahley place".

Section 3. The grade of Strahley place laid out and dedicated in the Strahley Farm Plan of Lots is hereby established as described in Ordinance No. 36, approved March 1st, 1922, and recorded in Ordinance Book Volume 33, Page 260.

Section 4. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said Strahley Place for a public highway in conformity with the provisions of this Ordinance.

Section 5. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1922.

Approved March 22, 1922.

Ordinance Book 33, Page 276.

No. 56

AN ORDINANCE—Amending a portion of Section 7 "Special Requirements for Class A Elevators" of an ordinance entitled, "An Ordinance regulating the construction, arrangement, alteration, repair, equipment and operation of elevators in the City of Pittsburgh; providing for the remedying of dangerous and unsafe conditions in and about elevators, etc.", approved June 9, 1917.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

a portion of Section 7 "Special Requirements for Class A Elevators" of an ordinance entitled, "An Ordinance regulating the construction, arrangement, alteration, repair, equipment and operation of elevators in the City of Pittsburgh; providing for the remedying of, dangerous and unsafe conditions in and about elevators, etc.", approved June 9, 1917, which reads as follows:

"(c) Mechanical elevator door safety devices may be permitted when the limit of travel does not exceed three stories."

shall be and the same is hereby amended to read as follows:

"(c) Mechanical elevator door safety devices may be installed for elevators of this classification provided such devices will hold the landing doors securely closed until the elevator car is at the landing and prevent the car from being moved in either direction until the landing door is shut and securely fastened."

"(d) The foregoing paragraphs (b) and (c) must not be taken as prohibiting combined electrical and mechanical control of elevator door safety devices."

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1922.

Approved March 22, 1922.

Ordinance Book 33, Page 277.

No. 57

AN ORDINANCE—Amending Section 40, Department of Charities, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law December 31, 1921, by creating the position of Social Service Worker.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a portion of Section 40, Department of Charities, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh, and

the rate of compensation thereof," which became a law December 31, 1921, be amended by adding to line three and one-half the position of Social Service Worker at a salary of \$3,000.00 per annum.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1922.

Approved March 22, 1922.

Ordinance Book 33, Page 277.

No. 58

AN ORDINANCE—Re-establishing the grade on Glenarm avenue, from Bellaire avenue to a point distant 139.62 feet eastwardly from the easterly curb line of Rossmore avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the northerly curb line of Glenarm avenue, from Bellaire avenue to a point distant 139.62 feet eastwardly from the easterly curb line of Rossmore avenue, be and the same is hereby re-established as follows, to-wit:

Beginning at the easterly building line of Bellaire avenue at an elevation of 513.75 feet; thence falling at a rate of 14.205 feet per 100 feet for a distance of 245.97 feet to a point of curve to an elevation of 478.81 feet; thence by a concave parabolic curve for a distance of 40 feet to a point of compound curve to an elevation of 475.27 feet; thence by a convex parabolic curve for a distance of 20 feet to a point of tangent to an elevation of 474.23 feet; thence falling at a rate of 7.0 feet per 100 feet for a distance of 83.60 feet to a point of curve to an elevation of 468.38 feet; thence by a concave parabolic curve for a distance of 40 feet to a point of tangent distant 139.62 feet eastwardly from the easterly curb line of Rossmore avenue to an elevation of 466.58 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1922.

Approved March 22, 1922.

Ordinance Book 33, Page 278.

No. 59

AN ORDINANCE—Establishing the grade of Inglenook place, from Sickles street to Fargo street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the northerly line of Inglenook place, from Sickles street to Fargo street, shall be and the same is hereby established as follows, to-wit:*

Beginning at the easterly curb line of that portion of Sickles street lying north of the said Inglenook place at an elevation of 428.50 feet; thence by a concave parabolic curve for a distance of 14 feet to a point of tangent to an elevation of 429.49 feet; thence rising at the rate of 9.1% for a distance of 22.68 feet to a point of curve to an elevation of 431.55 feet; thence by a convex parabolic curve for a distance of 22 feet to a point of tangent to an elevation of 433.10 feet; thence rising at the rate of 5% for a distance of 18 feet to a point of curve to an elevation of 434.00 feet; thence by a concave parabolic curve for a distance of 22 feet to a point of tangent to an elevation of 436.38 feet; thence rising at the rate of 16.66% for a distance of 58.32 feet to a point of curve to an elevation of 446.10 feet; thence by a convex parabolic curve for a distance of 22 feet to the westerly curb line of Fargo street at an elevation of 448.48 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1922.

Approved March 22, 1922.

Ordinance Book 33, Page 279.

No. 60

AN ORDINANCE—Re-establishing the grade of Lawson street, from Webster avenue to Wylie avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the west curb line of Lawson street, from Webster avenue to Wylie avenue, be and the same is hereby re-established as follows, to-wit:*

Beginning at the south curb line of Webster avenue at an elevation of 385.48 feet (curb as set); thence rising at the rate of 5 feet per 100 feet for a distance of 115.39 feet to a point of curve at an elevation of 391.25 feet; thence by the arc of a convex parabolic curve for a distance of 200 feet to a point of tangent at an elevation of 378.25 feet; thence falling at the rate of 18 feet per 100 feet for a distance of 117.97 feet to a point opposite the north curb line of Ishar way at an elevation of 357.02 feet; thence falling at the rate of 10 feet per 100 feet for a distance of 14 feet to a point opposite the south curb line of Ishar way at an elevation of 355.62 feet; thence falling at the rate of 18 feet per 100 feet for a distance of 91 feet to a point of curve at an elevation of 339.23 feet; thence by the arc of a concave parabolic curve for a distance of 24 feet to a point of tangent at the intersection of the north curb line of Wylie avenue at an elevation of 336.47 feet (curb as set.)

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1922.

Approved March 22, 1922.

Ordinance Book 33, Page 279.

No. 61

AN ORDINANCE—Re-establishing the grade on Musk way, from Carson street west to Riverside avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the westerly line of Musk way, from Carson street West to Riverside avenue shall be and the same is hereby re-established as follows, to-wit:*

Beginning on the northerly curb line of Carson street West at an elevation of 37.21 feet; thence falling at

the rate of 1% for a distance of 8.0 feet to an elevation of 37.13 feet; thence falling at the rate of 4.90% for a distance of 97.0 feet to the southerly curb line of Riverside avenue to an elevation of 32.37 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1922.

Approved March 22, 1922.

Ordinance Book 33, Page 280.

No. 62

AN ORDINANCE—Re-establishing the grade of Malvern avenue, from Plainfield street to the southerly line of Murdoch Farms Plan of Lots.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the east curb line of Malvern avenue, from Plainfield street to the southerly line of Murdoch Farms Plan of Lots, be and the same is hereby re-established as follows, to-wit:

Beginning on the north curb line of Plainfield street at an elevation of 319.39 feet; thence falling at the rate of 4 feet per 100 feet for the distance of 19.66 feet to a point of curve to an elevation of 318.60 feet; thence by a concave parabolic curve for the distance of 100 feet to a point of tangent to an elevation of 316.10 feet; thence falling at the rate of 1 foot per 100 feet for the distance of 25.52 feet to a point of curve to an elevation of 315.85 feet; thence by a concave parabolic curve for the distance of 100 feet to a point of tangent to an elevation of 318.10 feet; thence rising at the rate of 5.5 feet per 100 feet for the distance of 201.13 feet to a point of curve to an elevation of 329.16 feet; thence by a convex parabolic curve for the distance of 100 feet to a point of tangent to an elevation of 333.41 feet; thence rising at the rate of 3 feet per 100 feet for the distance of 100 feet to the southerly line of Murdoch Farms Plan of Lots to an elevation of 336.41 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1922.

Approved March 22, 1922.

Ordinance Book 33, Page 281.

No. 63

AN ORDINANCE—Establishing the grade on Oakridge avenue, from Woodbourne avenue to Chelton avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the easterly curb line of Oakridge avenue, from Woodbourne avenue, to Chelton avenue, be and the same is hereby established as follows, to-wit:

Beginning at the northerly curb line of Woodbourne avenue at an elevation of 447.30 feet; thence by a concave parabolic curve for a distance of 28.0 feet to a point of tangent to an elevation of 448.19 feet; thence rising at a rate of 8.11 feet per 100 feet for a distance of 251.0 feet to the southerly curb line of Berkshire avenue to an elevation of 468.55 feet; thence level to the northerly curb line of Berkshire avenue; thence by a concave parabolic curve for a distance of 20.0 feet to a point of tangent to an elevation of 470.34 feet; thence rising at a rate of 17.32 feet per 100 feet for a distance of 110.0 feet to the southerly building line of Trelona way to an elevation of 489.40 feet; thence rising at a rate of 6.0 feet per 100 feet for a distance of 15 feet to the northerly building line of Trelona way; to an elevation of 490.30 feet; thence rising at a rate of 17.32 feet per 100 feet for a distance of 120.0 feet to the southerly building line of Chelton avenue to an elevation of 511.08 feet; thence rising at a rate of 6.0 feet per 100 feet for a distance of 10.0 feet to the southerly curb line of Chelton avenue to an elevation of 511.68 feet; thence rising at a rate of 3.97 feet per 100 feet for a distance of 30.0 feet to the northerly curb line of Chelton avenue to an elevation of 512.87 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1922.

Approved March 22, 1922.

Ordinance Book 33, Page 281.

No. 64

AN ORDINANCE—Re-establishing the grade on Riverside avenue, from Musk way to South Main street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the southerly curb line of Riverside avenue, from Musk way to South Main street shall be and the same is hereby re-established as follows, to-wit:

Beginning on the westerly line of Musk way at an elevation of 32.37 feet; thence falling at the rate of 0.85% for a distance of 521.05 feet to a point of curve to an elevation of 27.93 feet; thence by a convex parabolic curve for a distance of 62.94 feet to a point of reverse curve to an elevation of 22.94 feet; thence by a concave parabolic curve for a distance of 40.66 feet to the easterly curb line of South Main street to an elevation of 20.51 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1922.

Approved March 22, 1922.

Ordinance Book 33, Page 282.

No. 65

AN ORDINANCE—Extending and opening Fair Oaks street in the 14th Ward of the City of Pittsburgh, from the southerly line of the Murdoch Farms Plan to the northerly line of the Larchmont Plan of Lots, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby; and changing the name of Fair Oaks street from the center of the curve west of Squirrel Hill avenue to the northerly

line of the Larchmont Plan of Lots, to "Malvern avenue."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Fair Oaks street, in the 14th Ward of the City of Pittsburgh, shall be and the same is hereby extended and opened from the southerly line of the Murdoch Farms Plan to the northerly line of the Larchmont Plan of Lots, by taking for public use for highway purposes the following described property, to-wit:

Beginning at the intersection of the westerly line of Fair Oaks street and the southerly line of the Murdoch Farms Plan, said Plan being recorded in the Recorder's Office of Allegheny County in Plan Book Volume 27, Pages 68 to 71 thence along the southerly line of the Murdoch Farms Plan S. 54° 59' 20" E., 104.08 feet to the easterly line of Fair Oaks street; thence along the easterly line of Fair Oaks street produced S. 19° 45' E., 199.37 feet to the northerly line of the Larchmont Plan of Lots, said Plan of Lots being recorded in the Recorder's Office of Allegheny County in Plan Book Volume 22, Page 84; thence along the northerly line of the Larchmont Plan of Lots S. 18° 15' W., 97.54 feet to the westerly line of Fair Oaks street produced; thence along the westerly line of Fair Oaks street produced N. 19° 45' W., 361.25 feet to the southerly line of the aforesaid Murdoch Farms Plan at the Place of Beginning.

Section 2. The name of that portion of Fair Oaks street, from the center of the curve west of Squirrel Hill avenue to the northerly line of the Larchmont Plan of Lots, shall be and the same is hereby changed to "Malvern avenue."

Section 3. The Department of Public Works is hereby authorized and directed to cause said Fair Oaks street, in the 14th Ward of the City of Pittsburgh, from the southerly line of the Murdoch Farms Plan to the northerly line of the Larchmont Plan of Lots, to be extended and opened in conformity with the provisions of Section 1 of this Ordinance.

Section 4. The cost, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assem-

bly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 5. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1922.

Approved March 22, 1922.

Ordinance Book 33, Page 283.

No. 66

AN ORDINANCE—Fixing the width and position of the sidewalk and roadway of Bluff street, from Magee street to the Boulevard of the Allies.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the northerly sidewalk and the roadway of Bluff street, from Magee street to the Boulevard of the Allies, shall be and the same are hereby fixed as follows, to-wit:

The northerly sidewalk shall have a uniform width of 8 feet and shall lie along and parallel the northerly line of the street.

The roadway shall have a uniform width of 30 feet and shall lie along and parallel the northerly sidewalk as above described.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1922.

Approved March 22, 1922.

Ordinance Book 33, Page 284.

No. 67

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway of the Boulevard of the Allies, at Stevenson street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That

the width and position of the sidewalks and roadway of the Boulevard of the Allies at Stevenson street, between stations 31+71.99 and 36+26.93 on the present southerly curb line as described in Ordinance No. 357 approved July 28th, 1921, fixing the position of the southerly curb line, etc., of the Boulevard of the Allies, from Grant street to a point 333.7 feet east of Brady street, shall be and the same are hereby fixed as follows, to-wit:

The following described southerly curb line is hereby established for locating the southerly sidewalk;

Beginning at a point of curve at Station 31+71.99 on the present southerly curb line; thence deflecting to the left in an eastwardly direction by the arc of a circle with a radius of 1146 feet and a central angle of 12° 18' for a distance of 246.02 feet to a point of reversed curve at Station 34+18.01; thence deflecting to the right in an easterly direction by the arc of a circle with a radius of 1284.28 feet and a central angle of 7° 29' 10" for a distance of 167.80 feet to a point of tangent at Station 35+85.81; thence N. 84° 12' 40" E. for a distance of 40.63 feet to Station 36+26.44 (being the same point as Station 36+26.93 on the present southerly curb line as described in the aforementioned Ordinance No. 357.

The southerly sidewalk shall have a uniform width of 8 feet and shall lie along and parallel the southerly curb line as above described.

The northerly sidewalk shall have a uniform width of 8 feet from Bluff street to Stevenson street, and a uniform width of 12 feet from Stevenson street to a point opposite Station 36+26.44 on the above described southerly curb line and shall lie along and parallel the northerly line.

The roadway shall be of a variable width and shall occupy that portion of the street lying between the above described sidewalks.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1922.

Approved March 22, 1922.

Ordinance Book 33, Page 284.

No. 68

AN ORDINANCE—Fixing the width and position of sidewalks and roadway and establishing the grade of Elrod way, from the southwesterly line of the "Lincoln Terrace Plan of Lots" to the northeasterly line of the "Arlington Place Plan of Lots."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the sidewalks and roadway and the grade of the southeasterly curb line of Elrod way, from the southwesterly line of the "Lincoln Terrace Plan of Lots" to the northeasterly line of the Arlington Place Plan of Lots shall be and the same are hereby fixed and established as follows, to-wit:

The sidewalks shall have a uniform width of 3 feet and shall lie along and parallel their respective street lines.

The roadway shall have a uniform width of 14 feet and shall occupy the central portion of the street lying between the sidewalks as above described.

Section 2. The grade of the southeasterly curb line shall begin at the southwesterly line of the "Lincoln Terrace Plan of Lots" (said Plan being recorded in Recorder's Office of Allegheny County in Plan Book Volume 12, Page 104-105) at an elevation of 336.60 feet; thence rising at the rate of 10% for a distance of 127.78 feet to a point of curve to an elevation of 349.38 feet; thence by a convex parabolic curve for a distance of 100 feet to a point of tangent to an elevation of 352.13 feet; thence falling at the rate of 4.5% for a distance of 316.55 feet to a point of curve to an elevation of 337.89 feet; thence by a concave parabolic curve for a distance of 80 feet to a point of tangent to an elevation of 339.69 feet; thence rising at the rate of 9% for a distance of 178.50 feet to a point of curve to an elevation of 355.76 feet; thence by a convex parabolic curve for a distance of 20 feet to the southwesterly curb line of Joshua street to an elevation of 356.87 feet; thence level for a distance of 30.18 feet to the northeasterly curb line of Joshua street; thence rising at the rate of 1.7% for a distance of 373.25 feet to a point of curve to an elevation of 363.22 feet; thence by a concave parabolic curve for a distance of 80 feet

to a point of tangent to an elevation of 367.90 feet; thence rising at the rate of 10% for a distance of 241.04 feet to the northeasterly line of the "Arlington Place Plan of Lots" (said Plan being recorded in Recorder's Office of Allegheny County in Plan Book Volume 17, Pages 80-81) to an elevation of 392.00 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1922.

Approved March 24, 1922.

Ordinance Book 33, Page 285.

No. 69

AN ORDINANCE—Fixing the width and position of sidewalks and roadway, providing for slopes and parking, and establishing the grade of Fargo street, from Allison street to Inglenook place.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of sidewalks and roadway, the location of slopes and parking, and the grade of the easterly curb line of Fargo street, from Allison street to Inglenook place, shall be and the same are hereby fixed and established as follows, to-wit:

The curb lines shall be parallel to and at a perpendicular distance of 11 feet inside their respective street lines.

The sidewalks shall have a uniform width of 7 feet and shall lie along and parallel their respective curb lines as above described.

The roadway shall have a uniform width of 18 feet and shall occupy that portion of the street lying between the curb lines as above described.

The remaining portions of the street lying without the lines of the sidewalks and roadway as above described shall be used for slopes and parking.

Section 2. The grade of the easterly curb line shall begin at the southerly curb line of Allison street at an elevation of 389.12 feet thence by a concave parabolic curve for a

distance of 32 feet to a point of tangent to an elevation of 393.12 feet; thence rising at the rate of 15% for a distance of 214.51 feet to a point of curve to an elevation of 425.30 feet; thence by a convex parabolic curve for a distance of 40 feet to a point of tangent to an elevation of 429.96 feet; thence rising at the rate of 8.30% for a distance of 221.49 feet to a point of curve to an elevation of 448.34 feet thence by a convex parabolic curve for a distance of 40 feet to a point of tangent to an elevation of 449.90 feet; thence falling at the rate of 0.50% for a distance of 104 feet to the northerly curb line of Inglenook Place to an elevation of 449.38 feet.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1922.

Approved March 24, 1922.

Ordinance Book 33, Page 286.

No. 70

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway of Semicir street, from Perrysville avenue to Perrysville avenue, re-establishing the grade thereof and providing for the sloping and parking of the portion of said semicir street lying without the lines of the sidewalk and roadway.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the sidewalks and roadway of Semicir street, from Perrysville avenue to Perrysville avenue and the grade of the northerly, easterly and southerly curb line of the same are hereby fixed and re-established as follows, to-wit:

The northerly, easterly and southerly sidewalk shall be of a uniform width of 6 feet and shall lie along and be parallel to the north, east and south line of Semicir street.

The roadway shall be of a uniform width of 18 feet and shall lie along and be parallel to the above described sidewalk.

The southerly, westerly and northerly sidewalk shall be of a uniform width of 6 feet and shall lie along and be parallel to the above described roadway.

The remainder of the street lying without the lines of the sidewalks and roadway as above described shall be used for slopes, parking, etc.

The grade of the north, east and south curb line shall begin at the intersection of the north curb line of Semicir street and the west curb line of Perrysville avenue south of De Roe street at an elevation of 494.08 feet; thence falling at a rate of 5% for a distance of 10 feet to the westerly line of Perrysville avenue to an elevation of 493.58 feet; thence falling at a rate of 10.5% for a distance of 268.71 feet to a point of curve to an elevation of 465.37 feet; thence by a concave parabolic curve for a distance of 100 feet to a point of tangent to an elevation of 462.62 feet; thence rising at a rate of 5% for a distance of 272.77 feet to a point of curve to an elevation of 476.25 feet; thence by a convex parabolic curve for a distance of 209.04 feet to the southerly line of Hemphill street to an elevation of 470.89 feet thence falling at a rate of 4% for a distance of 42 feet to the northerly line of Hemphill street to an elevation of 469.21 feet; thence falling at a rate of 9.5% for a distance of 203.13 feet to a point of curve to an elevation of 449.91 feet; thence by a concave parabolic curve for a distance of 60 feet to a point of tangent to an elevation of 447.67 feet; thence rising at a rate of 2% for a distance of 342.40 feet to an angle point to an elevation of 454.51 feet; thence rising at a rate of 3% for a distance of 249.46 feet to the westerly curb line of Perrysville avenue opposite East street to an elevation of 461.99 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1922.

Approved March 24, 1922.

Ordinance Book 33, Page 287.

No. 71

AN ORDINANCE—Fixing the width and position of sidewalks and roadway, providing for slopes and

parking, and establishing the grade of Sickles street, from Allison street to McKee street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of sidewalks and roadway, the location of slopes and parking, and the grade of the easterly curb line of Sickles street, from Allison street to McKee street, shall be and the same are hereby fixed and established as follows, to-wit:*

The westerly curb line from Allison street to Inglenook place shall be parallel to and at a perpendicular distance of 7 feet east of the westerly street line and from Inglenook place to McKee street shall be parallel to and at a perpendicular distance of 11 feet east of the westerly street line.

The easterly curb line shall be parallel to and at a perpendicular distance of 18 feet east of the westerly curb line as above described.

The sidewalks shall have a uniform width of 7 feet and shall lie along and parallel their respective curb lines as above described.

The roadway shall have a uniform width of 18 feet and shall occupy that portion of the street lying between the curb lines as above described.

The remaining portions of the street lying without the lines of the sidewalks and roadway as above described shall be used for slopes and parking.

Section 2. The grade of the easterly curb line shall begin at the southerly curb line of Allison street at an elevation of 393.10 feet thence by a concave parabolic curve for a distance of 32 feet to a point of tangent to an elevation of 396.12 feet; thence rising at the rate of 15% for a distance of 156.17 feet to a point of curve to an elevation of 419.55 feet; thence by a convex parabolic curve for a distance of 40 feet to a point of tangent to an elevation of 422.81 feet; thence rising at the rate of 1.33% for a distance of 427.83 feet to the northerly line of Inglenook Place to an elevation of 428.50 feet; thence to the southerly line of Inglenook place to an elevation of 434.00 feet; thence falling at the rate of 3.70% for a distance of 306.40 feet to a point of curve to an elevation of 422.67 feet; thence by a concave parabolic curve for a distance of 20 feet

to a point of tangent to an elevation of 422.25 feet; thence falling at the rate of 0.50% for a distance of 59.00 feet to the northerly curb line of Nimick place to an elevation of 422.00 feet; thence level for a distance of 18 feet to the southerly curb line of Nimick place; thence rising at the rate of 0.50% for a distance of 385.00 feet to the northerly curb line of McKee street to an elevation of 423.93 feet.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1922.

Approved March 24, 1922.

Ordinance Book 33, Page 288.

No. 72

AN ORDINANCE—Fixing the width and position of the roadway and sidewalks, providing for slopes and parking and establishing the grade of Allison street, from Haverhill street to McKee street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the roadway and sidewalks, the location of slopes and parking, and the grade of the northerly and westerly curb line of Allison street, from Haverhill street to McKee street, shall be and the same are hereby fixed and established as follows, to-wit:*

The following described northerly and westerly curb line is hereby established for locating the position of the roadway.

Beginning at a point on the westerly 9 foot line or westerly curb line of Haverhill street thence westwardly, parallel to and at a perpendicular distance of 16 feet southwardly from the northerly line of Allison street to Station 5+03.68 to a point of curve; thence deflecting to the left by the arc of a circle with a radius of 48 feet and a central angle of 39° 49' for a distance of 33.36 feet to Station 5+37.04 to a point of tangent; thence parallel to and at a perpendicular distance of 9 feet eastwardly from the westerly line of Allison street to Station 5+59.0 to a point of curve

thence deflecting to the left by the arc of a circle with a radius of 48 feet and a central angle of $50^{\circ} 10'$ for a distance of 42.03 feet to Station 6+01.03 to a point of tangent; thence parallel to and at a perpendicular distance of 9 feet eastwardly from the westerly line of Allison street to station 10+62.39 to a point of curve; thence deflecting to the right by the arc of a circle with a radius of 448.05 feet and a central angle of $21^{\circ} 19' 10''$ for a distance of 166.72 feet to Station 12+29.11 to a point of reverse curve; thence deflecting to the left by the arc of a circle with a radius of 404.82 feet and a central angle of $21^{\circ} 24' 10''$ for a distance of 151.22 feet to Station 13+80.33 to a point of tangent; thence parallel to and at a perpendicular distance of 7 feet eastwardly from the westerly line of Allison street to Station 19+91.29 to the northerly curb line of McKee street.

The roadway shall occupy the central portion of the street and lie along and parallel the above described northerly and westerly curb line and shall have a uniform width of 18 feet between Haverhill street and Karl street and a uniform width of 22 feet between Karl street and McKee street.

The northerly and westerly sidewalk shall have a uniform width of 9 feet and shall lie along and parallel the roadway from Haverhill street to Station 10+62.39 on the described curb line thence it shall be of a variable width and occupy the space between the roadway and the westerly line to Station 12+29.11; thence it shall have a uniform width of 7 feet and occupy the space between the roadway and the westerly line to McKee street.

The southerly and easterly sidewalk shall have a uniform width of 9 feet and shall lie along and parallel the roadway from Haverhill street to a point opposite Station 5+03.68 on the described northerly and westerly curb line; thence it shall be of a variable width and lie along the roadway to a point opposite Station 5+37.04 on the described northerly and westerly curb line; thence it shall have a uniform width of 7 feet and shall lie along and parallel the roadway to a point opposite the southerly line of Nimick street; and shall have a uniform width of 7 feet and lie along and parallel the roadway from Karl street to McKee street.

The remaining portions of the street lying without the lines of the side-

walks and roadway shall be used for slopes and parking.

Section 2. The grade of the northerly and westerly curb line shall begin at the westerly curb line of Haverhill street at an elevation of 373.34 feet; thence rising at the rate of 5% for a distance of 9.4 feet to a point to an elevation of 373.81 feet; thence rising at the rate of 14% for a distance of 95.4 feet to a point of curve to an elevation of 387.17 feet thence by a convex parabolic curve for a distance of 20 feet to a point of tangent to an elevation of 389.07 feet; thence rising at the rate of 5% for a distance of 105.6 feet to a point of curve to an elevation of 394.35 feet; thence by a convex parabolic curve for a distance of 67.4 feet to a point of tangent to an elevation of 394.35 feet; thence falling at the rate of 5% for a distance of 30 feet to a point of curve to an elevation of 392.85 feet; thence by a convex parabolic curve for a distance of 40 feet to a point of tangent to an elevation of 390.12 feet; thence falling at the rate of 8.65% for a distance of 135.88 feet to a point of curve to an elevation of 378.36 feet; thence by a concave parabolic curve for a distance of 33.36 feet to a point of tangent to an elevation of 376.67 feet; thence falling at the rate of 1.5% for a distance of 525.35 feet to a point of curve to an elevation of 368.79 feet; thence by a convex parabolic curve for a distance of 100 feet to a point of tangent to an elevation of 362.29 feet; thence falling at the rate of 11.5% for a distance of 177.94 feet to a point of curve to an elevation of 341.83 feet; thence by a concave parabolic curve for a distance of 80 feet to a point of tangent to an elevation of 335.63 feet; thence falling at the rate of 4% for a distance of 206.96 feet to the northerly curb line of Nimick place to an elevation of 327.35 feet; thence level for a distance of 18 feet to the southerly curb line of Nimick place; thence rising at the rate of 3.01% for a distance of 112.89 feet to a point of curve to an elevation of 330.75 feet; thence by a convex parabolic curve for a distance of 20 feet to a point of tangent to an elevation of 330.45 feet; thence falling at the rate of 6% for a distance of 213.11 feet to the northerly curb line of McKee street to an elevation of 317.67 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 20, 1922.

Approved March 24, 1922.

Ordinance Book 33, Page 290.

No. 73

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Tesla street, Loretta street, McCaslin street, Greenfield avenue and private property of Frank McCann, from a point about 15 feet north of Montclair street to the existing 48 inch brick sewer on Greenfield avenue, east of Wheatland street, with branch sewers on Deely street, Durrell road, Beehner road, Millington road, Melbourne street, and on the north sidewalk of Loretta street, the south sidewalk of Greenfield avenue and the east sidewalk of Frank street. And providing that the costs, damages and expenses of same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a public sewer be constructed on Tesla street, Loretta street, McCaslin street, Greenfield avenue and private property of Frank McCann, from a point about 15 feet north of Montclair street to the existing 48 inch brick sewer on Greenfield avenue, east of Wheatland street with branch sewers on Deely street, Durrell road, Beehner road, Millington road, Melbourne street, and on the north sidewalk of Loretta street, the south sidewalk of Greenfield avenue and the east sidewalk of Frank street. Commencing on Tesla street at a point about 15 feet north of Montclair street, thence northwardly along Tesla street to Loretta street, thence westwardly along Loretta street to McCaslin street, thence northwardly along McCaslin street to Deely street said sewer to be terra cotta pipe and fifteen (15) inches in diameter thence continuing northwardly along McCaslin street to Greenfield avenue, said sewer to be terra cotta pipe and twenty (20) inches in diameter; thence continuing northwardly along Greenfield avenue to a point about 60 feet north of Wheatland street, thence westwardly across Greenfield avenue to the private property of Frank McCann, thence continuing westwardly on, over, across and through the private*

property of Frank McCann to a point about 150 feet west of Greenfield avenue, said sewer to be terra cotta pipe and twenty-four (24) inches in diameter, thence northwardly on, over, across and through the private property of Frank McCann to Greenfield avenue, thence continuing northwardly across Greenfield avenue to the existing 48 inch brick sewer on Greenfield avenue, east of Wheatland street said sewer to be brick and forty-two (42) inches in diameter. With a branch sewer on Deely street. Commencing on Deely street at a point about 50 feet west of Frank street, thence westwardly along Deely street to the sewer on McCaslin street. With a branch sewer on Durrell road. Commencing on Durrell road at Traynor way, thence westwardly along Durrell road to the sewer on McCaslin street. With a branch sewer on Beehner road. Commencing on Beehner road at the crown southwest of Durrell road, thence southwestwardly and north-eastwardly respectively along Beehner road to the sewers on McCaslin street and Deely street. With a branch sewer on Millington road. Commencing on Millington road at Loretta street, thence northeastwardly along Millington road to the existing sewer on Frank street. With a branch sewer on Melbourne street. Commencing on Melbourne street at Millington road, thence eastwardly along Melbourne street to the existing sewer on Melbourne street near Frank street. With a branch sewer on the north sidewalk of Loretta street. Commencing on the north sidewalk of Loretta street at a point about 50 feet east of Millington road, thence eastwardly along the north sidewalk of Loretta street to the existing sewer on Loretta street at On way. With a branch sewer on the south sidewalk of Greenfield avenue. Commencing on the south sidewalk of Greenfield avenue at a point about 30 feet west of Frank street, thence westwardly along the south sidewalk of Greenfield avenue to the sewer on Greenfield avenue. With a branch sewer on the east sidewalk of Frank street. Commencing on the east sidewalk of Frank street at a point about 110 feet north of Melbourne street, thence southwardly along the east sidewalk of Frank street to the sewer on Melbourne street.

Said branch sewers to be terra cotta pipe and fifteen (15) inches in diameter, with nine (9) inch lateral sewers extending from the main sewers to a point about one foot inside the curb lines on Deely street, Durrell road,

Bechner road, Millington road and Melbourne street. Said sewer and branch sewers to be constructed in accordance with the plan Accession No. D-3159, on file in the Bureau of Engineering, Department of Public Works.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the Said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1, of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of Thirty-two thousand (\$32,000.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 27, 1922.

Approved March 29, 1922.

Ordinance Book 33, Page 291.

No. 74

AN ORDINANCE—Authorizing and directing the construction of a public sewer in the Nine Mile Run Drainage Basin extending through private property of Augustus P. Black on line of Exley way extended, from Wilkinsburg avenue to the City Line, as a part of and an extension of the construction of public sewers in the Nine Mile Run Drainage Basin, as authorized and directed to be constructed by virtue of Ordinance No. 551, approved December 9th, 1921, and authorizing and directing the Director

of the Department of Public Works to include the performance of the work therefor under the terms of contract No. 5752, Mayor's Office File No. 293, entered into January 13th, 1922 with the Pittsburgh Paving Company, for the construction of the said public sewers in the Nine Mile Run Drainage Basin by virtue of said Ordinance No. 551, approved December 9th, 1921, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed in the Nine Mile Run Drainage Basin extending through private property of Augustus P. Black on line of Exley way extended, from Wilkinsburg avenue to the City Line, as a part of and an extension of the construction of public sewers in the Nine Mile Run Drainage Basin as authorized and directed to be constructed by virtue of Ordinance No. 551, approved December 9th, 1921.

Section 2. That the Director of the Department of Public Works shall be and he is hereby authorized and directed to include the performance of the work therefor, at a cost not to exceed \$1,600.00, under the terms of contract No. 5752, Mayor's Office File No. 293, entered into January 13th, 1922, with the Pittsburgh Paving Company for the construction of public sewers in the Nine Mile Run Drainage Basin by virtue of Ordinance No. 551, approved December 9th, 1921.

Section 3. That the cost thereof, not exceeding \$1,600.00, shall be and the same is hereby made chargeable out of funds heretofore appropriated by virtue of Ordinance No. 551, approved December 9th, 1921, contract No. 1278, Controller's Office File, and the Mayor and the Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 27, 1922.

Approved March 29, 1922.

Ordinance Book 33, Page 293.

No. 75

AN ORDINANCE—Extending and opening Ryolite way, in the Eleventh Ward of the City of Pittsburgh, from the southerly line of Black street (as laid out in Mellon's Orchard Plan of Lots) to Hays street; establishing the grade thereof and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Ryolite way, in the Eleventh Ward of the City of Pittsburgh, from the southerly line of Black street (as laid out in the Mellon's Orchard Plan of Lots) to Hays street, be opened to a width of 20 feet, by taking for public use for highway purposes all the following described property, to-wit:

Beginning at the intersection of the easterly line of Ryolite way with southerly line of Black street as laid out in the Mellon's Orchard Plan of Lots, recorded in the Recorder of Deeds' Office of Allegheny County in Plan Book Volume 11, Page 34; thence extending northwardly and being a prolongation of the present Ryolite way, being parallel with and 107.55 feet westwardly from the westerly line of St. Clair street for the distance of 393 feet to the southerly line of Hays street; thence deflecting to the left 90° 00' 20" and extending westwardly along the southerly line of Hays street for the distance of 20 feet to a point; thence deflecting to the left 89° 59' 40" and extending in a southerly direction for a distance of 393 feet to a point where the westerly line of Ryolite way intersects the southerly line of said Black street; thence deflecting to the left 90° 00' 20" and extending eastwardly along the southerly line of said Black street for a distance of 20 feet to the place of beginning.

Section 2. The grade of the easterly line shall begin at the northerly curb line of Black street at an elevation of 214.80 feet; thence rising at the rate of 0.92 feet per 100 feet for the distance of 355 feet to the southerly curb line of Hays street to an elevation of 218.07 feet.

Section 3. The Department of Public Works is hereby authorized and directed to cause said Ryolite way, from the southerly line of Black

street (as laid out in the Mellon's Orchard Plan of Lots) to Hays street to be extended and opened, in conformity with the provisions of Section 1 of this ordinance.

Section 4. The cost, damages and expenses caused thereby, and the benefits to pay the same, shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 5. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 27, 1922.

Approved March 29, 1922.

Ordinance Book 33, Page 294.

No. 76

AN ORDINANCE—Establishing the grade on Freedom avenue, from Merrick avenue to Woodbourne avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the westerly curb line of Freedom avenue, from Merrick avenue to Woodbourne avenue, be and the same is hereby established as follows, to-wit:

Beginning at the southerly curb line of Merrick avenue at an elevation of 538.21 feet; thence rising at a rate of 1.86 feet per 100 feet for a distance of 592.0 feet to the northerly curb line of Creedmore avenue to an elevation of 549.22 feet; thence level for a distance of 22.0 feet to the southerly curb line of Creedmore avenue; thence falling at a rate of 6.0 feet per 100 feet for a distance of 9.0 feet to the southerly building line of Creedmore avenue to an elevation of 548.68 feet; thence falling at a rate of 11.17 feet per 100 feet for a distance of 110.0 feet to the northerly building line of Luigi way to an elevation of 536.39 feet; thence falling at a rate of 6.0 feet per 100 feet for a distance of 15.0 feet to the southerly building line of Luigi way to an elevation of 535.49 feet; thence falling at a rate of 11.17 feet per 100 feet for a distance of 80.0 feet to a point

of curve to an elevation of 526.55 feet; thence by a concave parabolic curve for a distance of 30.0 feet to the northerly building line of Chelton avenue to an elevation of 524.70 feet; thence falling at a rate of 4.0 feet per 100 feet for a distance of 50.0 feet to the southerly building line of Creedmore avenue to an elevation of 522.70 feet; thence falling at a rate of 7.77 feet per 100 feet for a distance of 120.0 feet to the northerly building line of Trelona way to an elevation of 513.38 feet; thence falling at a rate of 7.13 feet per 100 feet for a distance of 105.0 feet to a point of curve to an elevation of 505.89 feet; thence by a concave parabolic curve for a distance of 40.0 feet to the northerly curb line of Berkshire avenue to an elevation of 504.36 feet; thence level to the southerly curb line of Berkshire avenue; thence falling at a rate of 8.684 feet per 100 feet for a distance of 279.0 feet to the northerly curb line of Woodbourne avenue to an elevation of 480.13 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 27, 1922.

Approved March 29, 1922.

Ordinance Book 33, Page.

No. 77

AN ORDINANCE—Establishing the grade on Peru way, from Roberts street to Arthur street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the south line of Peru way, from Roberts street to Arthur street, be and the same is hereby established as follows, to-wit:

Beginning at the westerly curb line of Roberts street at an elevation of 278.30 feet (curb as set); thence rising at a rate of 1 foot per 100 feet for a distance of 45 feet to a point of curve at an elevation of 278.75 feet; thence by the arc of a convex parabolic curve for a distance of 30 feet to a point of tangent at an elevation of 277.83 feet; thence falling at a rate of 7.10 feet per 100 feet for a distance of 98.89 feet to the easterly curb line of Arthur street at an elevation of 270.81 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 27, 1922.

Approved March 29, 1922.

Ordinance Book 33, Page 296.

No. 78

AN ORDINANCE—Fixing the width and position of the westerly sidewalk and re-establishing the grade of Chestnut street, from East Ohio street to Lockhart street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the westerly sidewalk and the grade of the westerly curb line of Chestnut street, from East Ohio street to Lockhart street be and the same is hereby fixed and re-established as follows, to-wit:

The westerly sidewalk shall have a uniform width of 12 feet and shall lie along and parallel the westerly line of the street.

The grade of the westerly curb line shall begin at the southerly curb line of East Ohio street at an elevation of 63.79 feet (curb as set); thence by a convex parabolic curve for a distance of 20 feet to a point of tangent to an elevation of 63.07 feet; thence falling at the rate of 5.20% for a distance of 44.63 feet to the northerly curb line of Lockhart street to an elevation of 60.75 feet (curb as set.)

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 27, 1922.

Approved March 29, 1922.

Ordinance Book 33, Page 297.

No. 79

AN ORDINANCE—Appropriating and setting aside from the proceeds of "Park Roadway Improvement Bonds" Bond Fund Appropriation No.

199, the sum of Twenty-four hundred (\$2,400.00) dollars for the payment of expenses, including wages and supplies incurred by the Bureau of Parks for planting trees and shrubbery, furnished and placing top soil, and landscaping Schenley Park Entrance at Forbes street.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That there is hereby appropriated and set aside from the proceeds of "Park Roadway Improvement Bonds" Bond Fund Appropriation No. 199, the sum of Twenty-Four hundred (\$2,400.00) dollars for the purpose of paying expenses, including wages and supplies incurred by the Bureau of Parks in planting trees and shrubbery, furnishing and placing top soil, and landscaping the Schenley Park Entrance at Forbes street, and the Mayor and the Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said funds for the payment of the costs of said work.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 27, 1922.

Approved March 29, 1922.

Ordinance Book 33, Page 297.

No. 80

AN ORDINANCE—Granting unto the Memorial Association of the Sixteenth Military Zone permission to erect a memorial in West End Park to residents of the Sixteenth Military Zone who served the United States of America in the World War.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Memorial Association of the Sixteenth Military Zone is hereby granted permission to erect in the West End Park a fitting memorial to the residents of the Sixteenth Military Zone who served the United States of America in the World War.

Section 2. That the said memorial shall be erected in said West End Park at a location which shall be

approved by the Mayor, the Director of Public Works, and the Superintendent of Parks.

Section 3. That the design and specifications of said memorial shall be submitted to and approved by the Mayor, the Director of Public Works, the Superintendent of the Bureau of Parks and the Art Commission of the City of Pittsburgh.

Section 4. That following said approval, the Memorial Association of the Sixteenth Military Zone shall cause said memorial to be erected in strict accordance with said design and specifications.

Section 5. That upon completion and dedication the said memorial shall become the property of the City of Pittsburgh.

Section 6. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 27, 1922.

Approved March 29, 1922.

Ordinance Book 33, Page 298.

No. 81

AN ORDINANCE—Locating Armory place in the 7th Ward of the City of Pittsburgh, from Shady avenue to Emerson street.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the center line of Armory place in the 7th Ward of the City of Pittsburgh, from Shady avenue to Emerson street, be and the same is hereby located as follows, to-wit:

Beginning at a point on the westerly 5 foot line of Shady avenue at the distance of 294.71 feet southwardly from a stone monument at the intersection of the southerly 5 foot line of Alder street and the westerly 5 foot line of Shady avenue; thence deflecting to the right 91°52' 30" in a westerly direction for the distance of 356.00 feet to a point on the westerly 5 foot line of Emerson street (said point being distant 341.40 feet southwardly from the southerly 5 foot line of Alder street.

The northerly line shall be parallel to and at a perpendicular distance of 40 feet northwardly from the above described center line.

The southerly line shall be parallel to and at a perpendicular distance of 40 feet southwardly from the above described center line for the distance of 268.99 feet eastwardly from the easterly line of Emerson street to a point of curve; thence by the arc of a circle having a radius of 11.0 feet and a central angle of 132° 26' 50" for the distance of 25.43 feet to a point on the northerly line of Walnut street, said point being distant 44.47 feet westwardly from the westerly line of Shady avenue.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 27, 1922.

Approved March 29, 1922.

Ordinance Book 33, Page 299.

No. 82

AN ORDINANCE—Repealing Ordinance No. 432 entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Elizabeth Foster, wife of Thos. Foster, situate in the 2nd Ward of the City of Pittsburgh, for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor," approved October 13th, 1921.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Ordinance No. 432, entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Elizabeth Foster, wife of Thos. Foster, situate in the 2nd Ward of the City of Pittsburgh, for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor", approved October 13th, 1921, and recorded in Ordinance Book, Volume 32, Page 651, shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 27, 1922.

Approved March 29, 1922.

Ordinance Book 33, Page 300.

No. 83

AN ORDINANCE—Repealing Ordinance No. 433, entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Michael P. Harrity, situated in the 2nd Ward of the City of Pittsburgh, for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor", approved October 13th, 1921.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Ordinance No. 433, entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Michael P. Harrity, situated in the 2nd Ward of the City of Pittsburgh, for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor", approved October 13th, 1921, and recorded in Ordinance Book, Volume 32, Page 652, shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 27, 1922.

Approved March 29, 1922.

Ordinance Book 33, Page 300.

No. 84

AN ORDINANCE—Repealing Ordinance No. 434, entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property

of William W. Martin, situate in the 2nd Ward of the City of Pittsburgh, for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor", approved October 13th, 1921.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Ordinance No. 434, entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of William W. Martin, situate in the 2nd Ward of the City of Pittsburgh, for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor", approved October 13th, 1921, and recorded in Ordinance Book, Volume 32, Page 653, shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 27, 1922.

Approved March 29, 1922.

Ordinance Book 33, Page 301.

No. 85

AN ORDINANCE—Changing the name of Woods Run avenue, between Perrysville avenue and Oakdale avenue, to Mairdale avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the name of Woods Run avenue, between Perrysville avenue and Oakdale avenue, shall be and the same is hereby changed to Mairdale avenue.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 27, 1922.

Approved March 29, 1922.

Ordinance Book 33, Page 301.

No. 86

AN ORDINANCE—Amending a certain part of Section 1 of Ordinance No. 381, approved August 18th, 1921, entitled "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Elizabeth Steel Magee Hospital; Eugene M. O'Neill; Emily O'Neil Davies; Peoples Natural Gas Company; James H. McQuade; and John Moronzik, situate in the 4th Ward of the City of Pittsburgh, for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a certain part of Section 1 of Ordinance No. 381, approved August 18th, 1921, and recorded in Ordinance Book Volume 32, Page 584, entitled "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Elizabeth Steel Magee Hospital; Eugene M. O'Neill; Emily O'Neil Davies, Peoples Natural Gas Company; James H. McQuade and John Moronzik, situate in the 4th Ward of the City of Pittsburgh, for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor," describing the boundary of certain real estate to be taken, appropriated and condemned by the City of Pittsburgh which reads as follows:

"FIRST: Beginning at a point at the intersection of the northerly line of Emily street produced with the easterly line of Halket street; thence extending in an easterly direction along the said northerly line of Emily street produced for the distance of 406.9 feet more or less to the westerly line of Coltart avenue; thence extending in a southeasterly direction along said westerly line of Coltart avenue for the distance of 80.98 feet to a point; thence in a southwesterly direction for the distance of 70.0 feet more or less to an angle point on the line dividing the properties of the Peoples Natural Gas Company and Eugene M. O'Neill; thence along the line dividing the said properties of the Peoples Natural

Gas Company and Eugene M. O'Neil south 16 degrees 53 minutes West, for the distance of 155.87 feet to the northerly line of Wilmot street; thence extending along the said northerly line of Wilmot street north 66 degrees 49 minutes west for the distance of 273.14 feet to the easterly line of Halket street; thence extending along the said easterly line of Halket street north 39 degrees 32 minutes west for the distance of 185.0 feet to the place of beginning."

shall be and the same is hereby amended to read as follows:

FIRST: Beginning at a point at the intersection of the northerly line of Emily street produced with the easterly line of Halket street; thence extending along the said northerly line of Emily street produced N. 89° 46' 30" E., 409.28 feet to a point on the westerly line of Coltart avenue; thence along the westerly line of Coltart avenue S. 41° 49' 30" E., 80.29 feet to a point; thence S. 89° 46' 30" W., 4.78 feet to a point; thence S. 48° 44' 40" W., 66.91 feet to an angle point on the line dividing the properties now or late of the Peoples Natural Gas Company and Eugene M. O'Neil; thence along the line dividing the said properties now or late of the Peoples Natural Gas Company and Eugene M. O'Neil S. 16° 53' W., 155.87 feet to a point on the northerly line of Wilmot street; thence along the northerly line of Wilmot street N. 66° 49' W., 271.37 feet to a point on the easterly line of Halket street; thence along the easterly line of Halket street N. 22° 41' W., 5.51 feet to an angle point; thence continuing along the easterly line of Halket street N. 38° 26' W., 178.35 feet to the place of beginning.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 3, 1922.

Approved April 5, 1922.

Ordinance Book 33, Page 302.

No. 87

AN ORDINANCE—Authorizing and directing the grading, paving and curbing of Plainfield street, from

Forbes street to Squirrel Hill avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Plainfield street, between Forbes street and Squirrel Hill avenue, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the grading, paving and curbing of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Plainfield street, from Forbes street to Squirrel Hill avenue, be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Thirteen thousand (\$13,000.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 3, 1922.

Approved April 5, 1922.

Ordinance Book 33, Page 303.

No. 88

AN ORDINANCE—Authorizing and directing the construction of a public sewer on the roadway and on the southeast sidewalk of Broadhead Fording road (formerly Chartiers Township) from a point about 190 feet northeast of Catherine street, to the existing sewer on Broadhead Fording road at a point about 20 feet southwest of Linwood avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on the roadway and on the southeast sidewalk of Broadhead Fording road (Formerly Chartiers Township) from a point about 190 feet northeast of Catherine street, to the existing sewer on Broadhead Fording road at a point about 20 feet southwest of Linwood avenue. Commencing on the roadway of Broadhead Fording road at a point about 190 feet northeast of Catherine street, thence southwestwardly along the roadway of Broadhead Fording Road to the southeast sidewalk of Broadhead Fording road at a point about 80 feet northeast of Linwood avenue, thence southwestwardly along the southeast sidewalk of Broadhead Fording road to the roadway of Broadhead Fording road at Linwood avenue, thence westwardly along the roadway of Broadhead Fording road to the existing sewer on Broadhead Fording road at a point about 20 feet southwest of Linwood avenue. Said sewer to be terra cotta pipe and 15 inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Three thousand three hundred (\$3,300.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 3, 1922.

Approved April 5, 1922.

Ordinance Book 33, Page 304.

No. 89

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Amman street and Abington way, from a point about 20 feet northeast of Stapleton street to the existing sewer on West Liberty avenue with a branch sewer on Amman street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on Amman street and Abington way, from a point about 20 feet northeast of Stapleton street to the existing sewers on West Liberty avenue with a branch sewer on Amman street. Commencing on Amman street at a point about 20 feet northeast of Stapleton street; thence northeastwardly along Amman street to Abington way; thence northwestwardly and northwardly along Abington way to the existing sewers on West Liberty avenue. With a branch sewer on Amman street. Commencing on Amman street at a point about 55 feet northeast of Abington way; thence southwestwardly along Amman street to the sewer on Amman street at Abington way. Said main sewer to be terra cotta pipe and fifteen (15) inches in diameter with nine (9) inch lateral sewers extending from the main sewer on Amman street to a point one (1) foot inside the curb lines. Said branch sewer to be terra cotta pipe and twelve (12) inches in diam-

eter with nine (9) inch lateral sewers extending from the main sewer on Ammon street to a point one (1) foot inside the curb lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Thirty-seven hundred (\$3,700.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 3, 1922.

Approved April 5, 1922.

Ordinance Book 33, Page 305.

No. 90

AN ORDINANCE—Extending and opening Meyer street in the 19th Ward of the City of Pittsburgh as located by Ordinance No. 44, Approved May 17th, 1894, from the southerly line of James Douglass Plan to the southerly line of Albert street; and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Meyer street, in the 19th Ward of the City of Pittsburgh, as located by Ordinance No. 44 approved May 17th,*

1894, from the southerly line of James Douglass Plan to the southerly line of Albert street, shall be and the same is hereby extended and opened, by taking for public use for highway purposes the following described property, to-wit:

Beginning at a point on the dividing line of the James Douglass Plan as recorded in the Recorder's Office of Allegheny County in Plan Book Volume 5, Page 70, and the S. L. Boggs Plan as recorded in the Recorder's Office of Allegheny County in Plan Book Volume 9, Page 44, said point being on the easterly line of Meyer street 84.74 feet from the northeast corner of Paul street; thence deflecting to the left 88° 25' 0" in a westerly direction and along the dividing line of the aforesaid Plans for the distance of 40.02 feet to a point on the westerly line of Meyer street; thence deflecting to the right 88° 25' 0" along the westerly line of Meyer street produced for the distance of 77.95 feet to a point on the southerly line of Albert street; thence deflecting to the right 91° 40' 0" along the southerly line of Albert street for the distance of 40.02 feet to a point on the easterly line of Meyer street produced; thence deflecting to the right 88° 20' 0" along the easterly line of Meyer street produced for the distance of 77.89 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Meyer street in the 19th Ward, as located by Ordinance No. 44 approved May 17th, 1894, from the southerly line of James Douglass Plan to the southerly line of Albert street to be extended and opened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The cost, damages and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from the properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 3, 1922.

Approved April 5, 1922.

Ordinance Book 33, Page 306.

No. 91

AN ORDINANCE—Providing for the letting of a contract for the furnishing of one (1) 2 or 3 speed, four (4) cylinder, crawler tractor complete with belt pulley, for the Pittsburgh City Home & Hospital, Mayview, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the furnishing of one (1) 2 or 3 speed, four (4) cylinder crawler tractor complete with belt pulley, for the Pittsburgh City Home & Hospital, not to exceed the sum of three thousand sixty-two and 50/100 (\$3,062.50) dollars, in accordance with the provisions of an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of City Council in such cases made and provided, same to be chargeable to Code Account No. 1326-F.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 3, 1922.

Approved April 5, 1922.

Ordinance Book 33, Page 308.

No. 92

AN ORDINANCE—Giving to the owner of the building fronting on Milgate street in the City of Pittsburgh, between Main street and Friendship avenue, and being numbers 4204, 4206, 4208, 4210, 4212, 4214, 4216, 4218, 4220, 4222, 4224 and 4226 on said street, the privilege of maintaining the front of said building where the same is now situated until such time as the front of said building may be removed or destroyed, or until such time as the said strip of ground may be needed for public purposes.

Whereas, it appears by a survey of a part of Milgate street that the front

of the building numbered from 4204 to 4226 on said street extends over the line of said street from two inches at the ends and eleven and three-eighths inches in the center thereof, and

Whereas such condition has existed for a period of over thirty years and in the judgment of Council such extension does not interfere with the use by the public of said street and the part of said street so occupied is not necessary for public use and in the section of the City in which said property is located there will not for a long period of time be any necessity for the use thereof by the public, and

Whereas some person may object to acquiring said property by reason of such now existing condition, without some declaration on the part of the City, and thereby make said property less freely alienable, and as it is of advantage to the City to have property within its limits freely alienable, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the present or any future owner of said property situated at said numbers 4204, 4206, 4208, 4210, 4212, 4214, 4216, 4218, 4220, 4222, 4224 and 4226 Milgate street in the City of Pittsburgh is hereby given permission to maintain said front wall in its present position so long as it shall remain so located, and when it is removed or destroyed or until such time as the said strip of ground may be needed for public purposes, that the permission herein given shall cease and determine.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 3, 1922.

Approved April 6, 1922.

Ordinance Book 33, Page 308.

No. 93

AN ORDINANCE—Vacating an 8-foot unnamed Way in the 16th Ward of the City of Pittsburgh, from Mary street to Harcums way, as laid out in Joseph Walton's Plan of Lots, and recorded in the Recorder's Office of Allegheny County in Plan Book, Volume 8, Page 64.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk, that the owner of all the property fronting or abutting upon the lines of an 8-foot un-named Way in the 16th Ward of the City of Pittsburgh, from Mary street to Harcums way, has petitioned the Council of the City of Pittsburgh, to enact an ordinance for the vacation of the same, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That an 8-foot un-named way in the 16th Ward of the City of Pittsburgh, from Mary street to Harcums way, shall be and the same is hereby vacated within the following described lines, to-wit:*

Beginning at the intersection of the northerly line of Mary street and the easterly line of the said 8-foot un-named Way at a distance of 72 feet westwardly from the westerly line of South 23rd street; thence westwardly along the northerly line of Mary street 8 feet to the westerly line of said Way; thence northwardly along the westerly line of said Way and parallel to South 23rd street 120 feet to the southerly line of Harcums way; thence eastwardly along the southerly line of Harcums way 8 feet to the easterly line of said way; thence southwardly along the easterly line of said Way 120 feet to the place of beginning, containing 960 square feet.

Section 2. This ordinance, however, shall not take effect or be of any force or validity whatsoever, unless the Phillips Mine & Mill Supply Company, owners of the property abutting upon said 8-foot unnamed way between Mary street and Harcums way, shall within thirty (30) days after the passage of this ordinance pay into the Treasury of the City of Pittsburgh the sum of Six hundred (\$600.00) dollars for the use of the City of Pittsburgh.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 10, 1922.

Approved April 13, 1922.

Ordinance Book 33, Page 309.

No. 94

AN ORDINANCE—Authorizing and directing the construction of a public sewer on the southerly sidewalk of Beechwood boulevard, from a point about 495 feet east of Douglas street to the existing sewer on Phillips avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a public sewer be constructed on the southerly sidewalk of Beechwood boulevard, from a point about 495 feet east of Douglas street to the existing sewer on Phillips avenue. Commencing on the southerly sidewalk of Beechwood boulevard at a point about 495 feet east of Douglas street, thence westwardly along the southerly sidewalk of Beechwood boulevard to the existing sewer on Phillips avenue. Said sewer to be T. C. pipe and 15 inches in diameter.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Three thousand seven hundred (\$3,700.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 10, 1922.

Approved April 13, 1922.

Ordinance Book 33, Page 310.

No. 95

AN ORDINANCE—Providing for the letting of a contract for the furnishing of One (1) Second Hand Jeffrey Pulverizer, for the Pittsburgh City Home & Hospital, at Mayview, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and, empowered and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the furnishing of One (1) Second Hand Jeffrey Pulverizer, for the Pittsburgh City Home & Hospital, not to exceed the sum of Six hundred forty (\$640.00) dollars, in accordance with the provisions of an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of City Council in such cases made and provided, same to be chargeable to and payable from Code Account No. 1326-F.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 17, 1922.

Approved April 19, 1922.

Ordinance Book 33, Page 311.

No. 96

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works, to advertise for proposals and to award a contract or contracts, for the repairs to the outside cages of the Highland Park Zoo and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders, for the repairs to the outside cages of the

Highland Park Zoo and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work, in accordance with the laws and ordinances governing said city.

Section 2. That for the payment of the cost thereof, the sum of \$2,800.00 or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account 1847, Repairs to Highland Park Zoo, Bureau of Parks and the Mayor and the Controller are hereby authorized and directed respectively, to issue and to countersign warrants drawn on said fund, in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 17, 1922.

Approved April 19, 1922.

Ordinance Book 33, Page 312.

No. 97

AN ORDINANCE—Authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with Sarah Nancy Benedum, Clara H. Brown, Charles M. Brown, Margaret B. Blair and Antoinette Goldy Kuhn, whereby the said parties shall give license, privilege and right of way to maintain a City water main and appurtenances extending through their property in the 14th Ward from Fifth avenue to a point on a private drive in the Thomas M. Howe Estate Plan.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works of the City of Pittsburgh shall be and they are hereby authorized and directed to enter into and execute an agreement with Sarah Nancy Benedum, Clara H. Brown, Charles M. Brown, Margaret B. Blair and Antoinette Goldy Kuhn in the following form, to-wit:

By this contract, made the..... day of..... A. D. 1922, between Sarah Nancy Benedum, Clara H. Brown, Charles M. Brown, Margaret B. Blair and Antoinette Goldy

Kuhn, herein designated as grantors residing in the City of Pittsburgh, in the State of Pennsylvania, of the one part, and the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, of the second part, herein designated as the City.

Said grantors hereby give license, privilege and right of way to said City to enter, lay and maintain a City water main, six (6) inches in diameter, and appurtenances, in accordance with approved engineering practice, in a strip of ground situate in the Fourteenth ward of the City of Pittsburgh, County of Allegheny, and State of Pennsylvania, and lying within the confines of a lot plan of the Thomas M. Howe Estate, said strip being described as follows:

A ten (10) foot strip of ground beginning at the southerly property line of Fifth avenue, and extending along the easterly boundary line of property of Sarah Nancy Benedum, south 13° 51' east a distance of 552.72 feet (subject to the restrictions and limitations hereinafter provided), thence south 80° 20' west a distance of 63.86 feet along property owned by Charles M. Brown, thence along a drive 50 feet in width as it winds and turns in a general southwesterly direction along properties owned by Charles M. Brown, Margaret B. Blair, Antoinette Goldy Kuhn, Sarah Nancy Benedum and Clara H. Brown, to the line of property now owned by said Clara H. Brown, and property formerly owned by George W. Guthrie, a distance of 360.00 feet—all distances being more or less; provided, however, that upon the first above mentioned distance of 552.72 feet in and along the lands of Sarah Nancy Benedum, said city water main shall be located and maintained at all times within a distance of three feet (3') from the easterly boundary line of said lands.

This license shall bind the heirs, or devisees, or other assigns of said grantors (excepting and other than Sarah Nancy Benedum, her heirs, or devisees, or other assigns, so that it shall not be revokable, and the City shall hold said strip of ground forever for the purpose of entering in and upon the same and constructing and maintaining a water main and appurtenances, and for such other purposes incidental and necessary for the proper maintenance and repair and connections to said water main, and said grantors shall have no action for damages incident to the carrying out of the above described necessary work

in a careful and workmanlike manner; provided, however, that insofar as this licence affects the lands of Sarah Nancy Benedum, it shall be binding for thirty years from date of grant and thereafter from year to year, unless and until revoked and terminated by Sarah Nancy Benedum, her heirs, devisees, or other assigns, by not less than sixty (60) days prior written notice to the Director of the Department of Public Works of the City of Pittsburgh, or the proper person then in office and having appropriate jurisdiction in the premises, or unless or until revoked and terminated by like sixty (60) days' notice given prior to the beginning of any such yearly term in the event said Sarah Nancy Benedum, her heirs, devisees, or other assigns (a) shall determine the erection of permanent structures or improvements thereon or therein to be necessary, or (b) shall have made bona fide agreement to sell and convey all or any part of the lands over which said ten foot strip of ground is laid out, and the intending purchaser thereof shall object to the existence of the encumbrance hereby created; and that this license shall automatically terminate in the event that (and within sixty days after) a public thoroughfare, accessible to the properties of all of the grantors herein other than the property of Sarah Nancy Benedum, is at any time hereafter laid out and established by the City of Pittsburgh.

The said grantors, except as provided above, further stipulate and agree that they will not erect or permit to be erected on the strip of ground aforesaid, any structure of any kind that will, in any way, interfere with the proper construction, maintenance and repair of said water main.

The City stipulates and agrees that the strip of ground above described shall be used only for the purposes above mentioned; that said city water main shall be installed by boring under all masonry and concrete improvements without injury thereto wherever encountered.

Witness the hands and seals of the said grantors, and the corporate seal of the said City, duly affixed and attested by the signatures of the proper officers, the day and year above written; execution by said City being authorized by ordinance of Council of said City, approved the.....day of.....A. D., 1922.

Witness:

.....(SEAL)
.....(SEAL)
.....(SEAL)
.....(SEAL)
.....(SEAL)
.....(SEAL)

CITY OF PITTSBURGH

.....(SEAL)
Mayor

Attest:.....(SEAL)
Director, Department of
Public Works.

Attest:.....

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 17, 1922.

Approved April 19, 1922.

Ordinance Book 33, Page 312.

No. 98

AN ORDINANCE — Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Seven hundred seventy-one thousand dollars (\$771,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expenses) of opening, widening, extending and improving Mount Washington Roadway, a new highway (in part along existing streets) to extend from Grandview avenue at Merrimac Street eastwardly along the hillside to Manor street, and thence to a point near the intersection of Sarah street and South Seventh street, including the construction of a highway bridge and undergrade crossings, and providing for the redemption of said bonds and the payment of interest thereon.

Whereas, The corporate authorities of the City of Pittsburgh, by Ordinance approved by the Mayor on May

27, 1919, and duly published and recorded as required by law, signified their desire that the indebtedness of said City be increased in the sum of Eight hundred one thousand dollars (\$801,000.00), for the purposes, among others, described in the following ordinance, and providing that the question of increasing the indebtedness in said amount and for said purposes be submitted to a vote of the electors of said City at a special election held on July 8, 1919; and

Whereas, After proper and timely notice of said election was given according to law, said election was held and conducted in every respect as required by law, and a majority of the electors, who voted at said election, voted in favor of said increase of indebtedness; now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the indebtedness of the City of Pittsburgh be increased by the amount of Seven hundred seventy-one thousand dollars (\$771,000.00), to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expenses) of opening and improving the street below described, including as may be required of such street, vacating, widening, establishing and changing grades, grading and regrading, curbing and recurbing, relaying sidewalks, and laying and relaying sewers and drains, constructing and reconstructing retaining walls and street foundations and surfaces (including any and all such improvements as may be incidentally necessary to intersection and adjacent streets), the said street being the following, viz: Mount Washington Roadway, a new highway (in part along existing streets) to extend from Grandview avenue at Merrimac street, eastwardly along the hillside to Manor street, and thence to a point near the intersection of Sarah street and South Seventh street, including the construction of a highway bridge and undergrade crossings.

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of Seven hundred seventy-one thousand dollars (\$771,000.00), be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of April, 1922; and shall be payable in thirty (30) equal

annual installments of twenty-five thousand seven hundred dollars (\$25,700.00) each, one of which shall mature on the first day of April in each of the years 1923 to 1952, inclusive. Said bonds shall bear interest at the rate of Four and one-quarter per centum (4¼%) per annum, payable semi-annually on the first days of April and October in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not yet due at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer, and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a fac-simile signature of the City Controller. In case of the absence or disability of any of such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as Mount Washington Roadway Improvement Bonds, Series B.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be

made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1923, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum (3⅓%) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights, privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.

UNITED STATES OF AMERICA

\$ \$

COMMONWEALTH OF

PENNSYLVANIA

CITY OF PITTSBURGH

MOUNT WASHINGTON ROADWAY
IMPROVEMENT BOND, SERIES B.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of April, A. D. 19....., with interest thereon from the date hereof at the rate of Four and one-quarter per centum (4¼%) per annum, payable

semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of One hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to Seven hundred seventy-one thousand dollars (\$771,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Seven hundred seventy-one thousand dollars (\$771,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expenses (including engineering expenses) of opening, widening, extending and improving Mount Washington Roadway, a new highway (in part along existing streets) to extend from Grandview avenue at Merrimac street eastwardly along the hillside to Manor street, and thence to a point near the intersection of Sarah street and South Seventh street, including the construction of a highway bridge and undergrade crossings, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on..... 1922, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provisions have been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of April, 1922.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By
Mayor.

Countersigned:

.....
City Controller.

(Form of Coupon)

On the first day of..... 19..... the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City, dollars (\$.....), lawful money of the United States of America, for six months' interest on its MOUNT

WASHINGTON ROADWAY IMPROVE-
MENT BONDS, SERIES B, dated as of
April 1, 1922, numbered.....

City Controller.

The registered bonds issued in pur-
sue of this ordinance shall be in
substantially the following form:

No..... No.....

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA

CITY OF PITTSBURGH

MOUNT WASHINGTON ROADWAY
IMPROVEMENT BOND, SERIES B.

KNOW ALL MEN BY THESE PRES-
ENTS that the City of Pittsburgh, a
municipal corporation created by and
existing under the laws of the Com-
monwealth of Pennsylvania, is in-
debted to.....
in the sum of.....
dollars (\$.....), lawful money
of the United States of America, which
sum the said City of Pittsburgh prom-
ises to pay to the said.....
....., legal representatives
or assigns, at the office of the City
Treasurer of said City on the first day
of April, A. D. 19....., with interest
thereon at the rate of Four and one-
quarter per centum (4¼%) per annum,
payable on the first days of April and
October of each year without any de-
duction for any taxes which may be
levied thereon by the State of Penn-
sylvania pursuant to any present or
future law, the payment of which is
hereby assumed by the City of Pitts-
burgh. And for the true and faithful
payment of the principal of this bond
and the semi-annual interest thereon,
as aforesaid, the faith, honor, credit
and property of the said City of Pitts-
burgh are hereby pledged. This bond
is transferable only on the books of
the said City Treasurer.

This bond is one of a series of
bonds amounting in the aggregate to
Seven hundred seventy-one thousand
dollars (\$771,000.00), issued by the
City of Pittsburgh for valid municipal
purposes by virtue and in pursuance
of an Act of the General Assembly of
the Commonwealth of Pennsylvania
entitled, "An Act to regulate the
manner of increasing the indebtedness
of municipalities, to provide for the
redemption of the same, and to im-
pose penalties for the illegal increase

thereof," approved April 20, 1874, and
the several supplements and amend-
ments thereof; and by virtue of an
Act of the General Assembly of the
Commonwealth of Pennsylvania en-
titled, "An Act for the government
of cities of the second class," approved
March 7, 1901, and the supplements
and amendments thereof; and an Act
of the General Assembly of the Com-
monwealth of Pennsylvania entitled,
"An Act to authorize the registry or
transfer of certain bonds," approved
May 1, 1873; and by virtue of a special
election duly called and held in said
City on July 8, 1919; and in pursu-
ance of an ordinance of the City of
Pittsburgh, entitled, "An Ordinance
authorizing and directing an increase
of the indebtedness of the City of
Pittsburgh in the sum of Seven hun-
dred seventy-one thousand dollars
(\$771,000.00), and providing for the
issue and sale of bonds of said City in
said amount to provide funds for the
following purposes, viz:

For the City's share of the cost,
damages and expense (including en-
gineering expenses) of opening, wid-
ening, extending and improving Mount
Washington Roadway, a new highway
(in part along existing streets) to
extend from Grandview avenue at
Merrimac street eastwardly along the
hillside to Manor street, and thence
to a point near the intersection of
Sarah street and South Seventh street,
including the construction of a high-
way bridge and undergrade crossings,
and providing for the redemption of
said bonds and the payment of inter-
est thereon," duly enacted by the
Council thereof and approved by the
Mayor thereof on.....
1922, and duly recorded and published
in the manner required by law.

It is hereby certified and recited
that every requirement of law affect-
ing the issue hereof has been duly
complied with; that provision has been
made for the collection of an annual
tax sufficient to pay the interest and
also the principal hereof at maturity;
that the total amount of indebted-
ness of the City of Pittsburgh, includ-
ing the entire issue of the bonds of
which this is one, is less than seven
per centum (7%) of the last preced-
ing assessed valuation of the taxable
property therein; and that this bond
and the debt created thereby are with-
in every debt and other limit pre-
scribed by the Constitution and Laws
of the Commonwealth of Pennsylvania.

Given under the corporate seal of
the City of Pittsburgh, signed by the

Mayor thereof and countersigned by the City Controller, as of the first day of April, 1922.

(Seal of the City of Pittsburgh)

By Mayor.

Countersigned: City Controller.

Registered this.....day of A. D. 19..... at the office of the City Treasurer of the City of Pittsburgh, Pennsylvania.

..... Registrar.

Section 7. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 17, 1922.

Approved April 19, 1922.

Ordinance Book 33, Page 315.

No. 99

AN ORDINANCE—Authorizing and directing an increase, of the indebtedness of the City of Pittsburgh in the sum of Three hundred Eighty-one thousand dollars (\$381,000.00), and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the cost, damages and expense (including engineering expenses) of the improvement and extension of the water supply system of the City of Pittsburgh, including the acquisition of equipment, the erection and equipment of structures and buildings, the construction, remodeling and equipment of reservoirs, the purchase and installation of meters and the acquisition of real estate for said purposes, and providing for the redemption of said bonds and the payment of interest thereon.

Whereas, The corporate authorities of the City of Pittsburgh, by ordinance approved by the Mayor on May 27, 1919, and duly published and recorded as required by law, signified their desire that the indebtedness of said City be increased in the sum of One million Four hundred one thousand dollars (\$1,401,000.00), for the purposes, among others, described in the

following ordinance, and providing that the question of increasing the indebtedness in said amount and for said purposes be submitted to a vote of the electors of said City at a special election held on July 8, 1919; and

Whereas, After proper and timely notice of said election was given according to law, said election was held and conducted in every respect as required by law, and a majority of the electors, who voted at said election, voted in favor of said increase of indebtedness; now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the indebtedness of the City of Pittsburgh be increased by the amount of Three hundred eighty-one thousand dollars (\$381,000.00), to provide funds for the following purposes, viz:

For the cost, damages and expense (including engineering expenses) of the improvement and extension of the water supply system of the City of Pittsburgh, including the acquisition of equipment, the erection and equipment of structures and buildings, the construction, remodeling and equipment of pumping stations, the extension and improvement of the pipe line system, the improvement and equipment of reservoirs, the purchase and installation of meters and the acquisition of real estate for said purposes.

Section 2. That the bonds of the City of Pittsburgh in the aggregate principal amount of Three hundred eighty-one thousand dollars (\$381,000.00), be issued for the purposes aforesaid. Said bonds shall be in denominations of One hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of April, 1922; and shall be payable in thirty (30) equal annual installments of Twelve thousand seven hundred dollars (\$12,700.00) each, one of which shall mature on the first day of April in each of the years 1923 to 1952 inclusive. Said bonds shall bear interest at the rate of Four and one quarter per centum (4¼%) per annum, payable semi-annually on the first days of April and October in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City

Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of One hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as WATER BOND, SERIES B.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1923, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum (3 $\frac{1}{3}$ %) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the

revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights, privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA

CITY OF PITTSBURGH

WATER BONDS, SERIES B.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of.....dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of April, A. D. 19...., with interest thereon from the date hereof at the rate of Four and one quarter per centum (4 $\frac{1}{4}$ %) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder,

be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of One hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to Three hundred eighty-one thousand dollars (\$31,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof", approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class", approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds", approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Three hundred eighty-one thousand dollars (\$381,000.00), and providing for the issuing of bonds of said City in said amount to provide funds for the following purposes, viz:

For the cost, damages and expense (including engineering expenses) of the improvement and extension of the water supply system of the City of Pittsburgh, including the acquisition of equipment, the erection and equipment of structures and buildings, the construction, remodeling and equipment of pumping stations, the extension and improvement of the pipe line system, the improvement and equipment of reservoirs, the purchase and installation of meters and the acquisition of real estate for said purposes, and providing for the redemption of said bonds and the payment of interest thereon", duly enacted by the

Council thereof and approved by the Mayor thereof on.....1922, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provisions have been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of April, 1922.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....
Mayor.

Countersigned:.....
City Controller.

(Form of Coupon)

On the first day of.....
19...., the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City,
Dollars (\$.....), lawful money of the United States of America for six months' interest on its WATER BONDS, SERIES B, dated as of April 1, 1922, numbered.....

.....
City Controller.

The registered bonds issued in pursuance of this ordinance shall be in substantially the following form:

No..... No.....
UNITED STATES OF AMERICA
\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH

WATER BOND, SERIES B

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to.....

In the sum of..... Dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said.....

....., legal representatives or assigns, at the office of the City Treasurer of said City on the first day of April A. D. 19....., with interest thereon at the rate of Four and one-quarter per centum (4¼%) per annum, payable on the first days of April and October of each year without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to Three hundred eighty-one thousand dollars (\$381,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania, entitled "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class", approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds", approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh, entitled "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Three

hundred eighty-one thousand dollars (\$381,000.00), and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the cost, damages and expense (including engineering expenses) of the improvement and extension of the water supply system of the City of Pittsburgh, including the acquisition of equipment, the erection and equipment of structures and buildings, the construction, remodeling and equipment of pumping stations, the extension and improvement of the pipe line system, the improvement and equipment of reservoirs, the purchase and installation of meters and the acquisition of real estate for said purposes, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on....., 1922, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of the indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of April, 1922.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By..... Mayor.

Countersigned:

City Controller.

Registered this.....day of.....A. D., 19....., at the office of the City Treasurer of the City of Pittsburgh, Pennsylvania.

Registrar.

Section 7. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 17, 1922.

Approved April 19, 1922.

Ordinance Book 33, Page 320.

No. 100

AN ORDINANCE—Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Fifty-four thousand dollars (\$54,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the payment of the difference between the total cost, damages and expenses, and the special benefits arising to property benefited by the relocating, widening, extending, change of grade, grading, paving, curbing, and otherwise improving Webster avenue, and providing for the redemption of said bonds and the payment of interest thereon.

Whereas, The corporate authorities of the City of Pittsburgh by an ordinance approved September 14, 1910, of record in said City's Ordinance Book Vol. 22, Page 101, signified their desire to increase the indebtedness of said City in the sum of One million four hundred ten thousand dollars (\$1,410,000.00) for the following purposes: For the payment of the difference between the total cost, damages and expenses and the special benefits arising to property benefited by the relocating, widening, extending, change of grade, grading, paving, curbing, and otherwise improving of certain streets and highways, and the damages caused thereby, to-wit: Public highways on the North Side and West End flooded by rises in the Allegheny and Ohio rivers, Four hundred thousand dollars; Hamilton avenue, Three hundred thousand dollars; West Carson street or River road, One hundred thousand dollars; South Eighteenth street, Sixty thousand dollars; Warrington avenue, Eighty thousand dollars; Corliss street, One hundred fifty thousand dollars; Atlantic avenue, Forty-five thousand dollars; Second avenue, extending from Glenwood Bridge to the easterly boundary line of said City, Fifty thousand dollars;

Chartiers street, Twentieth Ward, Five thousand dollars; Webster avenue, Fifty-five thousand dollars; Kirkpatrick street, Fifty thousand dollars; Second avenue and Try street, including the separation of the Railroad Grade Crossing thereat, One hundred fifteen thousand dollars; and

Whereas, The Council of said City by an Ordinance approved September 30th, 1910, of record in said City's Ordinance Book Vol. 22, Page 115, authorized and directed that said question of increasing the indebtedness in said amount, and for said purposes, be submitted to a vote of the electors of said City at the general election held in said City on Tuesday, November 8th, 1910; and

Whereas, Proper and timely notice having been given according to law, such election was held and conducted in every respect as required by law, and duly certified returns thereof, together with a certified copy of the said ordinances, and proper proofs of publication and advertisements, were duly filed in every respect as required by law, as more fully appears in the proceedings in said matter filed of record in the office of the Clerk of Quarter Sessions of Allegheny County, Pennsylvania at Bonded Indebtedness, No. 1 November Sessions, 1910, Bonded Indebtedness Docket, Vol. 10, Page 149; and

Whereas, by the returns of said election, filed with said Clerk of said Court of Quarter Sessions, it appears that a majority of the electors, voting at said election, voted in favor of said increase of indebtedness; and

Whereas, A duly certified copy of said record under seal has been furnished by said Clerk of said Court of Quarter Sessions to the corporate authorities of said City and the same has been placed of record on the minutes thereof as required by law; therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the indebtedness of the City of Pittsburgh be increased by the amount of Fifty-four thousand dollars (\$54,000.00) to provide funds for the payment of the difference between the total cost, damages and expenses, and the special benefits arising to property benefited by the relocating, widening, extending, change of grade, grading, paving, curbing, and otherwise improving Webster avenue.

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of Fifty-four thousand dollars (\$54,000.00) be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of April, 1922; and shall be payable in thirty (30) equal annual installments of One thousand eight hundred dollars (\$1,800.00) each, one of which shall mature on the first day of April in each of the years 1923 to 1952, inclusive. Said bonds shall bear interest at the rate of Four and one-quarter per centum (4¼%) per annum, payable semi-annually on the first days of April and October in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of One hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not yet due at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupons and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer, and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller, and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any of such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as WEBSTER AVENUE IMPROVEMENT BOND.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1923, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum (3⅓%) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights, privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No..... No.....

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA

CITY OF PITTSBURGH

WEBSTER AVENUE IMPROVEMENT
BOND

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the

bearer in the sum of.....dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of April, A. D. 19...., with interest thereon from the date hereof at the rate of Four and one-quarter per centum (4¼%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of One hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to Fifty-four thousand dollars (\$54,000.00), issued by the City of Pittsburgh, for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof", approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a general election duly called and held in said City on Novem-

ber 8th, 1910; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Fifty-four thousand dollars (\$54,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the payment of the difference between the total cost, damages and expenses, and the special benefits arising to property benefited by the relocating, widening, extending, change of grade, grading, paving, curbing, and otherwise improving Webster avenue, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor on....., 1922, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of April, 1922.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By Mayor.

Countersigned:
.....
City Controller.

(Form of Coupon)

On the first day of..... 19...., the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City,..... Dollars (\$.....), lawful money of the United States of America, for six months' interest on its WEBSTER

AVENUE IMPROVEMENT BOND, dated
as of April 1, 1922, numbered.....

City Controller.

The registered bonds issued in pursuance of this ordinance shall be in substantially the following form:

No..... No.....

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA

CITY OF PITTSBURGH

WEBSTER AVENUE IMPROVEMENT
BOND

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to.....
in the sum of.....
dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said.....
....., legal representatives or assigns, at the office of the City Treasurer of said City on the first day of April, A. D. 19....., with interest thereon at the rate of Four and one-quarter per centum (4¼%) per annum, payable on the first days of April and October of each year without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to fifty-four thousand dollars (\$54,000.00) issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amend-

ments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a general election duly called and held in said City on November 8th, 1910; and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Fifty-four thousand dollars (\$54,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the payment of the difference between the total cost, damages and expenses, and the special benefits arising to property benefited by the relocating, widening, extending, change of grade, grading, paving, curbing, and otherwise improving Webster avenue, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on.....1922, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of April, 1922.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By Mayor.

Countersigned:

City Controller.

Registered this.....day of
....., A. D. 19.....
at the office of the City Treasurer of
the City of Pittsburgh, Pennsylvania.

Registrar.

Section 7. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 17, 1922.

Approved April 19, 1922.

Ordinance Book 33, Page 326.

No. 101

AN ORDINANCE—Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Three hundred forty-five thousand dollars (\$345,000.00), and providing for the issue and sale of bonds of said city in said amount to provide funds for the cost, damages and expense (including engineering expenses) of additions, extensions and improvements to the sewer system of said City, and providing for the redemption of said bonds and the payment of interest thereon.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the indebtedness of the City of Pittsburgh be increased by the amount of Three hundred forty-five thousand dollars (\$345,000.00) to provide funds for the cost, damages and expense (including engineering expenses) of additions, extensions and improvements to the sewer system of said City.

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of Three hundred forty-five thousand dollars (\$345,000.00) be issued for the purposes aforesaid. Said bonds shall be in denominations of One hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of April, 1922; and shall be payable in thirty (30) equal annual installments of Eleven thousand five hundred dollars (\$11,500.00) each, one of which shall mature on the first day

of April in each of the years 1923 to 1952, inclusive. Said bonds shall bear interest at the rate of Four and one-quarter per centum (4¼%) per annum, payable semi-annually on the first days of April and October in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such bond or bonds with all coupons not yet due at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as SEWER BOND, 1922.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1923, suffi-

cient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one third per centum (3⅓%) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights, privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of Coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No..... No.....

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA

CITY OF PITTSBURGH

SEWER BOND, 1922

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of.....
.....Collars (\$.....), lawful money of the United States of America, which sum the said City or Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of April, A. D. 19....., with interest thereon from the date hereof at the rate of Four and one-quarter per centum (4¼%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deductions for any taxes which may be levied thereon by the State of Penn-

sylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of One hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to Three hundred forty-five thousand dollars (\$345,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof", approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds", approved May 1, 1873; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Three hundred forty-five thousand dollars (\$345,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering expenses) of additions, extensions and improvements to the sewer system of said City, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on.....

....., 1922, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, including the entire issue of the above mentioned bonds, aggregating Three hundred forty-five thousand dollars (\$345,000.00), of which this is one, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; and the entire indebtedness of the City of Pittsburgh, including the entire issue of the above mentioned bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of April, 1922.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By Mayor.

Countersigned:

.....
City Controller.

(Form of Coupon)

On the first day of
....., 19....., the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City Dollars (\$.....). lawful money of the United States of America, for six months' interest on its SEWER BOND, 1922, dated as of April 1, 1922, numbered.....

.....
City Controller.

The registered bonds issued in pursuance of this ordinance shall be in substantially the following form:

No..... No.....

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA

CITY OF PITTSBURGH

SEWER BOND, 1922

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to..... in the sum of..... dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said legal representatives or assigns, at the office of the City Treasurer of said City on the first day of April, A. D. 19....., with interest thereon at the rate of Four and one-quarter per centum (4¼%) per annum, payable on the first days of April and October of each year without any deductions for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to Three hundred and forty-five thousand dollars (\$345,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania, entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly

of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Three hundred forty-five thousand dollars (\$345,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering expenses) of additions, extensions and improvements to the sewer system of said City, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on 1922, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of the indebtedness of the City of Pittsburgh created without the consent of the electors thereof, including the entire issue of the above mentioned bonds, aggregating Three hundred forty-five thousand dollars (\$345,000.00), of which this is one, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; and the entire indebtedness of the City of Pittsburgh, including the entire issue of the above mentioned bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of April, 1922.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By Mayor.

Countersigned:
.....
City Controller.

Registered this.....day of.....
....., A. D., 19...., at the
office of the City Treasurer of the
City of Pittsburgh, Pennsylvania.

Registrar.

Section 7. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 17, 1922.

Approved April 19, 1922.

Ordinance Book 33, Page 332.

No. 102

AN ORDINANCE—Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Two hundred fifty-five thousand dollars (\$255,000.00), and providing for the issue and sale of bonds of said City in said amount to provide additional funds for the cost, damages and expense (including engineering expenses) of opening new streets and improving the new and existing streets of said City generally, including as may be required in the case of each street vacating, widening, establishing and changing grades, grading and regrading, curbing and recurbing, relaying sidewalks and laying and relaying sewers and drains, constructing and reconstructing retaining walls and street foundations and surfaces, and providing for the redemption of said bonds and the payment of interest thereon.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the indebtedness of the City of Pittsburgh be increased by the amount of Two hundred fifty-five thousand dollars (\$255,000.00), to provide additional funds for the cost, damages and expense (including engineering expenses) of opening new streets and improving the new and existing streets of said City generally, including as may be required in the case of each street vacating, widening, establishing and changing grades, grading and regrading, curbing and recurbing, relaying sidewalks and laying and relaying sewers and drains, construction and reconstructing retaining walls and street foundations and surfaces.*

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of Two hundred fifty-five thousand dollars (\$255,000.00) be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred (\$100.00) or multiples thereof; shall be dated as of the first day of April, 1922; and shall be payable in thirty (30) equal annual installments of Eight thousand five hundred dollars (\$8,500.00) each, one of which shall mature on the first day of April in each of the years 1923 to 1952 inclusive. Said bonds shall bear interest at the rate of Four and one-quarter per centum (4¼%) per annum, payable semi-annually on the first days of April and October in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of One hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as STREET IMPROVEMENT BOND, 1922.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1923, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum (3⅓%) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights, privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.

UNITED STATES OF AMERICA

\$ \$

COMMONWEALTH OF
PENNSYLVANIA

CITY OF PITTSBURGH

STREET IMPROVEMENT BOND, 1922

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the

bearer in the sum of..... dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of April, A. D. 19....., with interest thereon from the date hereof at the rate of Four and one-quarter (4¼) per centum per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of One hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to Two hundred fifty-five thousand dollars (\$255,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing

and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Two hundred fifty-five thousand dollars (\$255,000.00), and providing for the issue and sale of bonds of said City in said amount to provide additional funds for the cost, damages and expense (including engineering expenses) of opening new streets and improving the new and existing streets of said City generally, including as may be required in the case of each street vacating, widening, establishing and changing grades, grading and regrading, curbing and recurbing, relaying sidewalks and laying and relaying sewers and drains, constructing and reconstructing retaining walls and street foundations and surfaces, and providing for the redemption of said bonds and the payment of interest thereon", duly enacted by the Council thereof and approved by the Mayor thereof on....., 1922, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, including the entire issue of the above mentioned bonds, aggregating Two hundred fifty-five thousand dollars (\$255,000.00) of which this is one, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; and the entire indebtedness of the City of Pittsburgh, including the entire issue of the above mentioned bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of April, 1922.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By Mayor.

Countersigned:

City Controller.

(Form of Coupon)

On the first day of....., 19...., the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City..... dollars, (.....), lawful money of the United States of America, for six months' interest on its STREET IMPROVEMENT BOND, 1922, dated as of April 1, 1922, numbered.....

City Controller.

The registered bonds issued in pursuance of this ordinance shall be in substantially the following form:

No..... No.....

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA

CITY OF PITTSBURGH

STREET IMPROVEMENT BOND, 1922

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to..... in the sum of..... dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said....., legal representatives or assigns, at the office of the City Treasurer of said City on the first day of April, A. D. 19...., with interest thereon at the rate of Four and one-quarter per centum (4¼%) per annum, payable on the first days of April and October of each year without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to Two hundred fifty-five thousand dollars (\$255,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873, and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Two hundred fifty-five thousand dollars (\$255,000.00), and providing for the issue and sale of bonds of said City in said amount to provide additional funds for the cost, damages and expense (including engineering expenses) of opening new streets and improving the new and existing streets of said City generally, including as may be required in the case of each street vacating, widening, establishing and changing grades, grading and regrading, curbing and recurbing, relaying sidewalks and laying and relaying sewers and drains, constructing and reconstructing retaining walls and street foundations and surfaces, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on....., 1922, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, including the entire

issue of the above mentioned bonds, aggregating Two hundred fifty-five thousand dollars (\$255,000.00), of which this is one, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; and the entire indebtedness of the City of Pittsburgh, including the entire issue of the above mentioned bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of April, 1922.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By
Mayor.

Countersigned:

.....
City Controller.

Registered this.....day of.....
....., A. D. 19...., at the
office of the City Treasurer of the
City of Pittsburgh, Pennsylvania.

.....
Registrar.

Section 7. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 17, 1922.

Approved April 19, 1922.

Ordinance Book 33, Page 337.

No. 103

AN ORDINANCE—Authorizing and directing the issuance and sale of funding bonds of the City of Pittsburgh in the aggregate principal amount of One million five hundred thirty thousand dollars (\$1,530,000.00), for the purpose of funding existing unfunded indebtedness of the City, consisting of contractors' claims, claims for damages arising from the opening, widening and improving of

streets, and the construction of sewers and other floating indebtedness, and providing for the redemption of said bonds and the payment of interest thereon.

Whereas, The City Controller has submitted to Council a detailed statement under date of April 10, 1922, of the floating indebtedness of the City, in the sum of One million, five hundred thirty-seven thousand, two hundred twenty-six and 28/100 dollars (\$1,537,226.28) over and above the funds on hand available for the liquidation thereof; and

Whereas, It is desirable to issue bonds for the purpose of funding this indebtedness; now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That bonds of the City of Pittsburgh be issued in the aggregate principal amount of One million five hundred thirty thousand dollars (\$1,530,000.00), for the purpose of funding the aforesaid unfunded indebtedness of the City, consisting of contractors' claims, claims for damages, etc., arising from the opening, widening and improving of streets and the construction of sewers and other floating indebtedness.

Section 2. That said bonds of the City of Pittsburgh in the aggregate principal amount of One million five hundred thirty thousand dollars (\$1,530,000.00) be issued for the purpose aforesaid, with interest coupons attached, payable semi-annually, with the privilege of exchanging such coupon bond or bonds for a registered bond or bonds of the same maturity, and of the denomination of One hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not then due, at the office of the City Controller; and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved, and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42, Contingent Fund. The proceeds arising from the sale of said bonds shall be applied to the discharge of the floating indebtedness of the City set forth in the report of the Controller above mentioned, and to no other purpose whatsoever.

Section 3. Said bonds shall be issued in denominations of One hundred dollars (\$100.00) or multiples thereof, shall be dated as of the first day of April, 1922, and shall be payable in thirty (30) equal annual installments as follows:

Bonds to the aggregate amount of fifty-one thousand dollars (\$51,000.00) shall be payable on the first day of April in each and every year, beginning with the year 1923 and ending with the year 1952.

Said bonds shall bear interest at the rate of Four and one-quarter per centum (4¼%) per annum, payable semi-annually at the office of the City Treasurer of said City on the first day of April and October of each year. Without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh, and the principal thereof shall be payable at maturity at the same place. Registered bonds shall be registered with the City Treasurer, and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller, and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known as "Funding Bond, Series A, 1922".

That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. Until said bonds issued as herein provided shall be fully paid there is hereby levied and assessed annually upon all subjects now liable or hereafter to be made liable to assessment for taxation for City purposes, an annual tax, commencing the year after said bonds have been issued, sufficient to pay the interest on said bonds as the same shall accrue and become payable; and also an annual tax equal to three and one-third per centum (3⅓%) of the total amount of said bonds hereby authorized, to be applied to and set apart as a sinking fund for the payment of

the principal and redemption of said bonds as they become due and payable according to their terms, and the same are hereby appropriated out of the revenues of said City, for the payment and redemption aforesaid.

Section 5. All bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights, privileges and immunities thereof; and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds, and the interest thereon semi-annually, as aforesaid, as the same shall mature and become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of the coupon bonds issued in pursuance of this ordinance, shall be substantially as follows:

(Form of Coupon Bond)

No. No.

UNITED STATES OF AMERICA

\$ \$

COMMONWEALTH OF
PENNSYLVANIA

CITY OF PITTSBURGH

FUNDING BOND, SERIES A, 1922

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of April, A. D. 19...., with interest thereon from the date hereof at the rate of Four and one-quarter per centum (4¼%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful

payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this one may at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of One hundred dollars (\$100.00), or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to One million five hundred thirty thousand dollars (\$1,530,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing the issuance and sale of bonds of the City of Pittsburgh in the aggregate principal amount of One million five hundred thirty thousand dollars (\$1,530,000.00), for the purpose of funding existing unfunded indebtedness of the City, consisting of contractors' claims, claims for damages arising from the opening, widening and improving of streets, and the construction of sewers and other floating indebtedness, and providing for the redemption of said bonds and the payment of interest thereon", duly enacted by the Council thereof and approved by the Mayor on....., 1922, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has

been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, including the entire issue of bonds of which this is one, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof, and countersigned by the City Controller, as of the first day of April, 1922.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By
Mayor.

Countersigned:
.....
City Controller.

(Form of Coupon)

On the first day of....., 19....., the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City..... dollars (\$.....). lawful money of the United States of America, for six months' interest on its Funding Bond, Series A, 1922, dated as of April 1, 1922, numbered

.....
City Controller.

(Form of Registered Bond)

The registered bonds issued in pursuance of this ordinance shall be in substantially the following form:

No..... No.....

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF PENNSYLVANIA

CITY OF PITTSBURGH

FUNDING BOND, SERIES A, 1922

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to..... in the sum of..... dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said....., legal representatives or assigns, at the office of the City Treasurer of said City on the first day of April, A. D. 19....., with interest thereon at the rate of Four and one-quarter per centum (4¼%) per annum, payable semi-annually, at the same place, on the first days of April and October of each year without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to One million five hundred thirty thousand dollars (\$1,530,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing the issuance and sale of bonds of the City of Pittsburgh in the aggregate principal

amount of One million five hundred thirty thousand dollars (\$1,530,000.00), for the purpose of funding existing unfunded indebtedness of the City, consisting of contractors' claims, claims for damages arising from the opening, widening and improving of streets, and the construction of sewers and other floating indebtedness, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on..... 1922, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, including the entire issue of bonds of which this is one, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of April, 1922.

Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By Mayor.

Countersigned:

..... City Controller.

Registered this..... day of
..... A. D. 19.....
at the office of the City Treasurer of
the City of Pittsburgh, Pennsylvania.

..... Registrar.

Section 7. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 17, 1922.

Approved April 19, 1922.

Ordinance Book 33, Page 342.

No. 104

AN ORDINANCE— Authorizing and directing the issuance and sale of funding bonds of the City of Pittsburgh in the aggregate principal amount of six hundred sixty thousand dollars (\$660,000.00), for the purpose of funding existing unfunded indebtedness of the City, consisting of final awards of damages arising from the opening, widening and improving of streets, and providing for the redemption of said bonds and the payment of interest thereon.

Whereas, The City Controller has submitted to Council a detailed statement under date of April 10, 1922, of the floating indebtedness of the City consisting of final awards of damages arising from the opening, widening and improving of streets in the sum of Sixty-two thousand, two hundred forty-nine and 8/100 dollars (\$662,249.08) over and above the funds on hand for the liquidation thereof; and

whereas, It is desirable to issue bonds for the purpose of funding this indebtedness; now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That bonds of the City of Pittsburgh be issued in the aggregate principal amount of Six hundred sixty thousand dollars (\$660,000.00) for the purpose of funding the aforesaid unfunded indebtedness of the City, consisting of final awards of damages arising from the opening, widening and improving of streets.

Section 2. That said bonds of the City of Pittsburgh in the aggregate principal amount of Six hundred sixty thousand dollars (\$660,000.00) be issued for the purpose aforesaid, with interest coupons attached, payable semi-annually, with the privilege of exchanging such coupon bond or bonds for a registered bond or bonds of the same maturity, and of the

denomination of One hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not then due, at the office of the City Controller; and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved, and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42, Contingent Fund. The proceeds arising from the sale of said bonds shall be applied to the discharge of the floating indebtedness of the City set forth in the report of the Controller above mentioned, and to no other purpose whatsoever.

Section 3. Said bonds shall be issued in denominations of One hundred dollars (\$100.00) or multiples thereof, shall be dated as of the first day of April, 1922, and shall be payable in thirty (30) equal annual installments, as follows:

Bonds to the aggregate amount of Twenty-two thousand dollars (\$22,000.00) shall be payable on the first day of April in each and every year, beginning with the year 1923 and ending with the year 1952.

Said bonds shall bear interest at the rate of Four and one-quarter per centum (4¼%) per annum, payable semi-annually at the office of the City Treasurer of said City on the first day of April and October of each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh, and the principal thereof shall be payable at maturity at the same place. Registered bonds shall be registered with the City Treasurer, and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller, and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as "Funding Bond, Series B, 1922".

That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. Until said bonds issued as herein provided shall be fully paid, there is hereby levied and assessed annually upon all subjects now liable or hereafter to be made liable to assessment for taxation for City purposes, an annual tax, commencing the year after said bonds have been issued, sufficient to pay the interest on said bonds as the same shall accrue and become payable; and also an annual tax equal to three and one-third per centum ($3\frac{1}{3}\%$) of the total amount of said bonds hereby authorized, to be applied to and set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms, and the same are hereby appropriated out of the revenues of said City, for the payment and redemption aforesaid.

Section 5. All bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights, privileges and immunities thereof; and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds, and the interest thereon semi-annually, as aforesaid, as the same shall mature and become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance, shall be substantially as follows:

(Form of Coupon Bond)

No. No.

UNITED STATES OF AMERICA

\$ \$

COMMONWEALTH OF
PENNSYLVANIA

CITY OF PITTSBURGH

FUNDING BOND, SERIES B, 1922.

KNOW ALL MEN BY THESE PRESENTS That the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to

the bearer in the sum of.....
.....dollars (\$.....),
lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of April, A. D. 19...., with interest thereon from the date hereof at the rate of Four and one-quarter per centum ($4\frac{1}{4}\%$) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of One hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to Six hundred sixty thousand dollars (\$660,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An ordinance authorizing and directing the issuance and sale of funding bonds of the City of Pittsburgh in the aggregate principal amount of Six hundred sixty

thousand dollars (\$660,000.00), for the purpose of funding existing unfunded indebtedness of the City, consisting of final awards of damages arising from the opening, widening and improving of streets, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor on....., 1922, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, including the entire issue of bonds of which this is one, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of April, 1922.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By Mayor.

Countersigned:

.....
City Controller.

(Form of Coupon)

On the first day of..... 19...., the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City..... dollars (\$.....) lawful money of the United States of America, for

six months' interest on its Funding Bonds, Series B, 1922, dated as of April 1, 1922, numbered.....

.....
City Controller.

(Form of Registered Bond)

The registered bonds issued in pursuance of this ordinance shall be in substantially the following form:

No..... No.....

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA

CITY OF PITTSBURGH

FUNDING BOND, SERIES B, 1922

KNOW ALL MEN BY THESE PRESENTS, that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to..... in the sum of..... dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said....., legal representatives or assigns, at the office of the City Treasurer of said City on the first day of April, A. D. 19...., with interest thereon at the rate of Four and one-quarter per centum (4¼%) per annum, payable semi-annually, at the same place, on the first days of April and October of each year without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to Six hundred sixty thousand dollars (\$660,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue of and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemp-

tion of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing the issuance and sale of funding bonds of the City of Pittsburgh in the aggregate principal amount of Six hundred sixty thousand dollars (\$660,000.00), for the purpose of funding existing unfunded indebtedness of the City, consisting of final awards of damages arising from the opening, widening and improving of streets, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on, 1922, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, including the entire issue of bonds of which this is one, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of April, 1922.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By Mayor,

Countersigned:

City Controller.

Registered this.....day of.....
.....A. D., 19...., at the
office of the City Treasurer of the
City of Pittsburgh, Pennsylvania.

Registrar.

Section 7. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 17, 1922.

Approved April 19, 1922.

Ordinance Book 33, Page 347.

No. 105

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving of certain streets and avenues, and authorizing the setting aside of the aggregate sum of One hundred seventy-three thousand five hundred (173,000.00) dollars, from Code Account No. 1590-E, General Repaving, Bureau of Engineering, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the repaving of the following streets and avenues, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work, in accordance with the laws and ordinances governing the said City.

Streets and Avenues to be repaved	Estimated Cost
Spring Garden avenue, from Firth street to Mutzig road	\$ 40,000.00
Mt. Oliver avenue, from Amanda street to Warrington avenue	18,000.00

Warrington avenue, from Brownsville avenue to Haberman street	41,000.00
Center avenue, from Fuller- ton street to Kirkpatrick street	50,000.00
Boggs avenue, from Soffel street to Warrington ave- nue	20,000.00
Thirty-second street, from Liberty avenue to Penn avenue	4,500.00
Total	\$173,500.00

Section 2. That for the payment of the cost thereof, the respective sums set forth in Section 1 of this ordinance amounting in the aggregate to One hundred seventy-three thousand five hundred (\$173,500.00) dollars, or so much thereof as may be necessary, shall be and the same are hereby set apart and appropriated from Code Account 1590-E, General Repaving, Bureau of Engineering, and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1922.

Approved April 27, 1922.

Ordinance Book 33, Page 352.

No. 106

AN ORDINANCE—Establishing the grade of Kent way, from McCandless street to Fifty-third street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the south line of Kent way, from McCandless street to Fifty-third street, be and the same is hereby established as follows, to-wit:

Beginning on the easterly curb line of McCandless street at an elevation of 93.44 feet (curb as set); thence level for a distance of 10 feet; thence by a concave parabolic curve for a distance of 40 feet to a point of tangent to an elevation of 95.04 feet; thence rising at a rate of 8% for a

distance of 74.50 feet to a point of curve to an elevation of 101.00 feet; thence by a convex parabolic curve for a distance of 80 feet to a point of tangent to an elevation of 104.60 feet; thence rising at a rate of 1% for a distance of 84.43 feet to the westerly curb line of Fifty-third street to an elevation of 105.44 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1922.

Approved April 27, 1922.

Ordinance Book 33, Page 353.

No. 107

AN ORDINANCE—Establishing the grade of Macon avenue, from Overton street to Hutchinson street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the east curb line of Macon avenue, from Overton street to Hutchinson street, be and the same is hereby established as follows, to-wit:

Beginning on the southerly curb line of Overton street at an elevation of 206.64 feet; thence rising at a rate of 2.5% for a distance of 321.20 feet to a point of curve to an elevation of 214.67 feet; thence by a concave parabolic curve for a distance of 100 feet to a point of tangent to an elevation of 218.42 feet; thence rising at a rate of 5% for a distance of 100.80 feet to the northerly curb line of Hutchinson street to an elevation of 223.46 feet, curb as set.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1922.

Approved April 27, 1922.

Ordinance Book 33, Page 354.

No. 108

AN ORDINANCE—Authorizing and directing the grading, paving and curbing of Marsonia street from Biggs

avenue to Mountford street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Marsonia street from Biggs avenue to Mountford street be graded, paved and curbed.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Twenty-eight thousand (\$28,000.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1922.

Approved April 27, 1922.

Ordinance Book 33, Page 354.

No. 109

AN ORDINANCE—Authorizing and directing the grading, Paving and curbing of Meadville street from Marsonia street to Bell avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Meadville street from Marsonia street to Bell avenue, be graded, paved and curbed.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Eighteen thousand (\$18,000.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1922.

Approved April 27, 1922.

Ordinance Book 33, Page 355.

No. 110

AN ORDINANCE—Authorizing and directing the grading, paving and curbing of Osgood street from Lafayette avenue to Marsonia street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Osgood street, from Lafayette avenue to Marsonia street, be graded, paved and curbed.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Thirty-eight thousand (\$38,000.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1922.

Approved April 27, 1922.

Ordinance Book 33, Page 356.

No. 111

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Duffield street, from a point about 30 feet southwest of Adelphia street to the existing sewer on Greenwood street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on Duffield street, from a point about 30 feet southwest of Adelphia street, to the existing sewer on Greenwood street. Commencing on Duffield street at a point about 30 feet southwest of Adelphia street, thence southwardly along Duffield street to the

existing sewer on Greenwood street. Said sewer to be terra cotta pipe and 15-inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Thirteen hundred (\$1,300.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1922.

Approved April 27, 1922.

Ordinance Book 33, Page 356.

No. 112

AN ORDINANCE—Amending a portion of Section 5, "Calculations For Safe-Carrying Capacity" and amending a portion of Section 6, "General Requirements For Building Materials, Systems, Units And Forms Of Construction" of an ordinance entitled, "An Ordinance—Regulating the design, erection, and the use of building materials, systems, units and forms of construction; authorizing the Superintendent of the Bureau of Building Inspection to issue approvals and disapprovals of building materials, systems, units and forms of construction, etc.," approved July 13, 1921.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That

a portion of Section 5, "Calculations For Safe-Carrying Capacity" and amending a portion of Section 6, "General Requirements For Building Materials, Systems, Units And Forms Of Construction" of an ordinance entitled, "An Ordinance—Regulating the design, erection, and the use of building materials, systems, units and forms of construction; authorizing the Superintendent of the Bureau of Building Inspection to issue approvals and disapprovals of building materials, systems, units and forms of Construction, etc.," approved July 13, 1921, which reads as follows:

"Section 5, Calculations For Safe-Carrying Capacity, (1) General:

Where specific sizes and quantities are not prescribed in this and other ordinances then the dimensions of the several building materials and the strength of the same together with all systems, units and forms of building construction shall be determined by calculation using the allowable unit stresses as prescribed in this and other ordinances of the City of Pittsburgh. All calculations shall take into account the effect of all dead, live, wind, impact and other loads as they may occur."

Shall be and the same is hereby amended to read as follows:

"Section 5, Calculations For Safe-Carrying Capacity, (1) General:

Where specific sizes and quantities are not prescribed in this and other ordinances then the dimensions of the several building materials and the strength of the same together with all systems, units and forms of building construction shall be determined by calculation using the allowable unit stresses as prescribed in this and other ordinances of the City of Pittsburgh. All calculations shall take into account the effect of all dead, live, wind, impact and other loads as they may occur, and the dead loads shall in all cases be taken as defined in the following paragraph (2). It shall also be permissible to design all purlins and girts as continuous members when they are not cut at the intermediate supports but are securely fastened to all intermediate and end supports."

And which reads in Section 6 as follows:

"Section 6, General Requirements For Building Materials, Systems, Units And Forms Of Construction, Heading (27), Incombustible Buildings Of Light

Steel Construction, Paragraph (c) Structural Frame Work: For incombustible buildings of light steel construction the clear truss spans of which do not exceed thirty feet between columns and the height of which from the top of the foundations to the eaves does not exceed twelve feet, all rolled shapes shall be not less in thickness than $\frac{1}{4}$ of an inch, and all shapes formed from steel strips shall be not less in thickness than No. 16 United States Standard gauge."

Shall be and the same is hereby amended to read as follows:

"Section 6, General Requirements For Building Materials, Systems, Units And Forms Of Construction, Heading (27), Incombustible Buildings Of Light Steel Construction, Paragraph (c) Structural Frame Work: For incombustible buildings of light steel construction the clear truss spans of which from the top of the foundations to the eaves does not exceed twelve feet, all rolled shapes shall be not less in thickness than $\frac{1}{4}$ of an inch, and all shapes formed from steel strips shall be not less in thickness than No. 16 United States Standard gauge. The length between lateral supports of compression members shall not exceed 150 times the least radius of gyration."

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1922.

Approved April 27, 1922.

Ordinance Book 33, Page 357.

No. 113

AN ORDINANCE—Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of One hundred fivethousand dollars (\$105,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering expenses and work incidental thereto) of repairing, reconstructing and replacing highway bridges of said City generally, and providing for the redemption of said bonds and the payment of interest thereon.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the indebtedness of the City of Pittsburgh be increased by the amount of One hundred five thousand dollars (\$105,000.00) to provide funds for the cost, damages and expense (including engineering expenses and work incidental thereto) of repairing, reconstructing and replacing highway bridges of said City generally.

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of One hundred five thousand dollars (\$105,000.00) be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred (\$100.00) or multiples thereof; shall be dated as of the first day of April, 1922; and shall be payable in thirty (30) equal annual installments of Three thousand five hundred dollars (\$3,500.00) each, one of which shall mature on the first day of April in each of the years 1923 to 1952 inclusive. Said bonds shall bear interest at the rate of Four and one-quarter per centum (4¼%) per annum, payable semi-annually on the first days of April and October in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of One hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with

the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as BRIDGE BOND, 1922.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1923, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum (3⅓%) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights, privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No..... No.....
UNITED STATES OF AMERICA
\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH
BRIDGE BOND, 1922.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of..... dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of April, A. D. 19...., with interest thereon from the date hereof at the rate of Four and one-quarter (4¼) per centum per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of One hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to One hundred five thousand dollars (\$105,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof", approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Com-

monwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds", approved May 1, 1873; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of One hundred five thousand dollars (\$105,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering expenses and work incidental thereto) of repairing, reconstructing and replacing highway bridges of said City generally, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on....., 1922, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, including the entire issue of the above mentioned bonds, aggregating One hundred five thousand thousand dollars (\$105,000.00), of which this is one, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; and the entire indebtedness of the City of Pittsburgh, including the entire issue of the above mentioned bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of April, 1922.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By Mayor.

Countersigned:
City Controller.

(Form of Coupon)

On the first day of....., 19....., the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City..... Dollars (\$.....), lawful money of the United States of America, for six months' interest on its Bridge Bond, 1922, dated as of April 1, 1922, numbered.....

City Controller.

The registered bonds issued in pursuance of this ordinance shall be in substantially the following form:
No..... No.....

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA

CITY OF PITTSBURGH

BRIDGE BOND, 1922.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to..... In the sum of..... dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said legal representatives or assigns, at the office of the City Treasurer of said City on the first day of April, A. D. 19....., with interest thereon at the rate of Four and one-quarter per centum (4¼%) per annum, payable on the first days of April and October of each year without any deductions for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor,

credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to One hundred five thousand dollars (\$105,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of One hundred five thousand (\$105,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering expenses and work incidental thereto) of repairing, reconstructing and replacing highway bridges of said City generally, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on....., 1922, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of the indebtedness of the City of Pittsburgh created without the consent of the electors thereof, including the entire issue of the above mentioned bonds, aggregating One hundred five thousand dollars (\$105,000.00), of which this is one, is less than two per centum (2%) of

the last preceding assessed valuation of the taxable property therein; and the entire indebtedness of the City of Pittsburgh, including the entire issue of the above mentioned bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as, of the first day of April, 1922.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By Mayor.

Countersigned:

..... City Controller.
Registered this..... day of.....
....., A. D., 19....., at the
office of the City Treasurer of the
City of Pittsburgh, Pennsylvania.

..... Registrar.

Section 7. That any Ordinance or provisions of this Ordinance, be and part of Ordinance conflicting with the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 24, 1922.

Approved April 27, 1922.

Ordinance Book 33, Page 359.

No. 114

AN ORDINANCE—Re-establishing the grade of Ecceue way, from Kelly street to Felicia way.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the east line of Ecceue way, from Kelly street to Felicia way, be and the same is hereby re-established as follows, to-wit:

Beginning on the north curb line of Kelly street at an elevation of 201.05 feet (curb as set); thence rising at the rate of 2 feet per 100 feet for the distance of 12 feet to the north

line of Kelly street to an elevation of 201.29 feet; thence rising at the rate of 4.45 feet per 100 feet for the distance of 135.0 feet to the south line of Fluery way to an elevation of 207.30 feet; thence rising at the rate of 2 feet per 100 feet for the distance of 5.0 feet to the south curb line of Fluery way to an elevation of 207.40 feet (curb as set); thence level for the distance of 14 feet to the north curb line of Fluery way to an elevation of 207.40 feet (curb as set); thence rising at the rate of 2 feet per 100 feet for the distance of 5.0 feet to the north line of Fluery way to an elevation of 207.50 feet; thence rising at the rate of 4.62 feet per 100 feet for the distance of 135.5 feet to the south line of Bennett street to an elevation of 213.76 feet; thence rising at the rate of 2 feet per 100 feet for the distance of 12. feet to the south curb line of Bennett street to an elevation of 214.00 feet (curb as set); thence level for the distance of 36 feet to the north curb line of Bennett street to an elevation of 214.00 feet (curb as set); thence rising at the rate of 2 feet per 100 feet for the distance of 12 feet to the north line of Bennett street to an elevation of 214.24 feet; thence rising at the rate of 4.46 feet per 100 feet for the distance of 135.0 feet to the south line of Felicia way to an elevation of 220.26 feet; thence rising at the rate of 2 feet per 100 feet for the distance of 5 feet to the south curb line of Felicia way to an elevation of 220.36 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 1, 1922.

Approved May 5, 1922.

Ordinance Book 33, Page 364.

No. 115

AN ORDINANCE—Establishing the grade of Kambach way, from Kathleen street 285.29 feet westwardly to property line.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That

the grade of the easterly line of Kam-bach way, from Kathleen street 285.-29 feet westwardly to property line be and the same is hereby established as follows, to wit:

Beginning on the northerly curb line of Kathleen street at an elevation of 469.54 feet; thence falling at the rate of 10.52 feet per 100 feet for the distance of 16.69 feet to a point of curve on the northerly line of Kathleen street to an elevation of 467.78 feet; thence by a concave parabolic curve for the distance of 53.46 feet to a point of tangent to an elevation of 465.16 feet; thence rising at the rate of 0.65 feet per 100 feet for the distance of 68.30 feet to a point of curve to an elevation of 465.59 feet; thence by a concave parabolic curve for the distance of 80.00 feet to a point of tangent to an elevation of 470.25 feet; thence rising at the rate of 11.00 feet per 100 feet for the distance of 52.73 feet to a point of curve to an elevation of 476.06 feet; thence by a convex parabolic curve for the distance of 30.80 feet to a point of tangent to an elevation of 477.90 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 1, 1922.

Approved May 5, 1922.

Ordinance Book 33, Page 365.

No. 116

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of twenty-five (25) Motorcycles, more or less and one (1) auto patrol wagon for the Bureau of Police.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the furnishing of twenty-five (25) Motorcycles more or less, and one (1) Auto Patrol Wagon for the Bureau of Police at a cost not to exceed the sum of Nine thousand (\$9,-

000.00) dollars, and to include in exchange thirty-three (33) Harley Davidson Motorcycles and one (1) White Auto Patrol Wagon, in accordance with an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved March 7th, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided; the same to be chargeable to and payable from Code Account 1457, Equipment and Machinery, Bureau of Police.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 1, 1922.

Approved May 5, 1922.

Resolution Book 33, Page 366.

No. 117

AN ORDINANCE—Authorizing and directing the grading, paving and curbing of Malvern avenue, from Plainfield street to Fair Oaks street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, It appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Malvern avenue, between Plainfield street and Fair Oaks street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the grading, paving and curbing of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Malvern avenue, from Plainfield street to Fair Oaks street, be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving, and curbing of said street between

said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Thirty-three thousand (\$33,000.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 1, 1922.

Approved May 5, 1922.

Ordinance Book 33, Page 366.

No. 118

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Cornell street and Wapello street, from a point about 220 feet east of Wapello street to the existing sewer on Termon avenue. With branch sewers on Wapello street and private property of L. C. Wick, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on Cornell street and Wapello street, from a point about 220 feet east of Wapello street to the existing sewer on Termon avenue. With branch sewers on Wapello street and private property of L. C. Wick. Commencing on Cornell street at a point about 220 feet east of Wapello street, thence westwardly, along Cornell street to Wapello street, thence southwardly along Wapello street to the existing sewer on Termon avenue. With a branch sewer on Wapello street, Commencing on Wapello street at a point about 80 feet north of Cornell street, thence southwardly along Wapello street to

the sewer on Wapello street at Cornell street. With a branch sewer on the private property of L. C. Wick. Commencing on the private property of L. C. Wick at a point about 90 feet west of Lois way, thence westwardly on, over across and through the private property of L. C. Wick to Wapello street, thence continuing westwardly across Wapello street to the sewer on Wapello street. Said sewer and said branch sewers to be terra cotta pipe and 15 inches in diameter. Said sewer and branch sewers to be constructed in accordance with Plan Accession No. D-3186, on file in the Bureau of Engineering, Department of Public Works.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Four thousand three hundred (\$4,300.00), dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 1, 1922.

Approved May 5, 1922.

Ordinance Book 33, Page 367.

No. 119

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Isoline street and Kurtz street, from a point about 40 feet northeast of Middletown road to the existing sewer on Hass street, and

on Pickett way, from a point about 45 feet northwest of Isoline street to the existing sewer on Hass street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on Isoline street and Kurtz street from a point about 40 feet northeast of Middletown road to the existing sewer on Hass street, and on Pickett way, from a point about 45 feet northwest of Isoline street to the existing sewer on Hass street. Commencing on Isoline street at a point about 40 feet northeast of Middletown road, thence northeastwardly along Isoline street to Kurtz street, thence northwestwardly along Kurtz street to the existing sewer on Hass street. Said sewer to be terra cotta pipe and 15 inches in diameter. Also commencing on Pickett way at a point about 45 feet northwest of Isoline street, thence northwestwardly along Pickett way to the existing sewer on Hass street. Said sewer to be Terra Cotta pipe and 12 inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the Said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1, of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of Four thousand four hundred (\$4,400.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 1, 1922.

Approved May 5, 1922.

Ordinance Book 33, Page 368.

No. 120

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Kamin street and Murdoch street, from a point about 240 feet east of Murdoch street to the existing sewer on the south sidewalk of Beacon street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on Kamin street and Murdoch street, from a point about 240 feet east of Murdoch street, to the existing sewer on the south sidewalk of Beacon street. Commencing on Kamin street at a point about 240 feet east of Murdoch street, thence westwardly along Kamin street to Murdoch street, thence northwardly along Murdoch street to the existing sewer on the south sidewalk of Beacon street. Said sewer to be terra cotta pipe and 15 inches in diameter, with 9 inch lateral sewers extending from the main sewer to a point one foot inside the curb lines on Kamin street.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Two thousand seven hundred (\$2,700.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 1, 1922.

Approved May 5, 1922.

Ordinance Book 33, Page 370.

No. 121

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Rutledge street from a point about 20 feet east of Reese street to the existing sewer on Republic street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on Rutledge street, from a point about 20 feet east of Reese street to the existing sewer on Republic street. Commencing on Rutledge street at a point about 20 feet east of Reese street, thence eastwardly along Rutledge street to the existing sewer on Republic street. Said sewer to be terra cotta pipe and twelve (12) inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of One thousand (\$1,000.00) dollars, which

is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 1, 1922.

Approved May 5, 1922.

Ordinance Book 33, Page 371.

No. 122

AN ORDINANCE—Granting unto the Pittsburgh Junction Railroad Company, its successors and assigns, the right to construct, maintain and use bridge over and above Boundary street, 14th Ward, Pittsburgh, Pa., approximately 800' north of the intersection of Boundary street and Forward avenue; this steel structure to take the place of the present trestle bridge on main line.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Pittsburgh Junction Railroad Company, its successors and assigns, be and are hereby given the right and authority, at its own cost and expense, to construct, maintain and use a bridge over and above Boundary street, 14th Ward, Pittsburgh, Pa., approximately 800' north of the intersection of Boundary street and Forward avenue; this steel structure to take the place of the present trestle bridge on main line. The said bridge to have 4 steel columns set on concrete pedestals on each side of the 30' roadway inside of curb line, 15" square, and to have a minimum clearance of 22'.

The said bridge shall be constructed in accordance with the provisions of this ordinance and in accordance with the plan hereto attached and identified as Accession No. A-184, Folder "A", in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public

Works, entitled, "Plan of Proposed Overhead Bridge across Boundary street for the Pittsburgh Junction Railroad Company, 14th Ward, Pittsburgh, Pa."

Section 2. The said company, prior to beginning the construction of said bridge, shall submit to the Director of the Department of Public Works of the said City, a complete set of plans in triplicate showing the location and all details of construction of the said bridge, and said plans and the construction of the said bridge shall be subject to the approval and supervision of the said Director.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of said bridge on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expenses of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of the said bridge. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of said bridge upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Pittsburgh Junction Railroad Company, its successors and assigns, to that effect; and that the said grantee when so notified shall, at the expiration of said six months, forthwith, remove the said bridge and replace the street to its original condition, at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and

subsurface structures therein, by reason of the construction, maintenance and use of the said bridge, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This ordinance shall become null and void unless within ninety (90) days after its passage and approval the Pittsburgh Junction Railroad Company shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate of acceptance to be executed by the President and Secretary of the Company with its corporate seal attached.

Section 8. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1922.

Approved May 11, 1922.

Ordinance Book 33, Page 371.

No. 123

AN ORDINANCE—Declaring that an emergency exists owing to the settlement or caving in of a portion of Chartiers avenue at a point about 350 feet west of Corliss street, and authorizing the Mayor and the Director of the Department of Public Works to enter into a contract to make the necessary investigation to determine the cause of the cave-in, and repair the street, and setting up and appropriating the sum of Three thousand five hundred (\$3,500.00) dollars from revenues derived from taxes and other sources of income, to pay the cost of said work.

Whereas, From causes not known at the present time, the earth under the car tracks and the southerly shoulder of the street paving of Chartiers avenue, about 350 feet west of Corliss street, has caved in or settled, apparently due to a collapse or break in the 36 inch sewer under the said street, leaving the street in an impassable and unsafe condition; and,

Whereas, It is necessary to sheet and brace and excavate from the present street elevation to the sewer where

settlement has occurred, repair the cause of the damage, refill excavation and repair the street, without any delay, to avoid damage to vehicular traffic and permit the street to be opened for traffic with all possible speed; and

Whereas, A contingency or emergency has arisen where it is impossible to comply with the charter provisions for advertising and letting public work to the lowest responsible bidder, the Mayor and the City Controller having duly certified to the exigency of this emergency as herein recited.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works are hereby authorized to award a contract, at cost plus fifteen (15%) per cent for profit, for excavating under the street paving on Chartiers avenue, at a point about 350 feet west of Corliss street, to determine the cause of the settlement in the street, correct the cause of the settlement, fill in the excavation and repair the damaged portion of the street.

Section 2. For the payment of the cost of the work, the sum of Three thousand five hundred (\$3,500.00) dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from emergency appropriation and from revenues derived from taxes and other sources of income, said fund to be known and designated as Code Account 1591½-M, Repairs to Chartiers avenue and the Mayor is hereby authorized to issue and the City Controller to countersign warrants in payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1922.

Approved May 11, 1922.

Ordinance Book 33, Page 373.

No. 124

AN ORDINANCE—Fixing the width and position of the sidewalks and roadways and establishing the opening grades on Powers road, Texdale street

and Anglon way, as laid out and proposed to be dedicated as legally opened public highways by John T. Textor in a plan of lots of his property in the 19th Ward, to be called the "Wilhelm Place Plan of Lots".

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That upon the approval of a certain plan of lots named "Wilhelm Place Plan of Lots", proposed to be laid out by John T. Textor, in the 19th Ward, the width and position of the sidewalks and roadways and the grades to which Powers road, Texdale street and Anglon way, as shown thereon, shall be accepted as opened public highways of the said city, shall be as hereinafter set forth.

POWERS ROAD

The easterly and northerly curb line shall begin at the northerly curb line of West Liberty avenue at a point 8 feet west of the easterly street line produced to meet the said northerly curb line of West Liberty avenue; thence shall extend in a northerly and westerly direction along a line parallel to and at a perpendicular distance of 8 feet inside the easterly and northerly street line for a distance of 492.93 feet to a radial line parallel to and at a perpendicular distance of 16.71 feet west of the dividing line between Lots No. 14 and No. 15 of the said Plan of Lots. The said radial line, for the purpose of this Ordinance, shall be considered as a dividing line between Powers Road and Texdale street.

The westerly and southerly curb line shall begin at the northerly curb line of West Liberty avenue at a point 1 foot east of the westerly street line produced to meet the said northerly curb line of West Liberty avenue; thence shall extend in a northerly and westerly direction along a line parallel to and at a perpendicular distance of 1 foot inside the westerly and southerly street line for a distance of 71.12 feet to a point of compound curve; thence shall deflect to the left by the arc of a circle with a radius of 110 feet and a central angle of 16° 57' 30" for a distance of 32.56 feet to a point of tangent; thence shall extend along a line parallel to and at a perpendicular distance of 4 feet inside the southerly street line for a distance of 280.80 feet to a point of curve; thence shall deflect to the right by the arc of a circle with a radius of 51.60 feet and a central angle of

113° 13' 00" for a distance of 101.96 feet to a point of tangent; thence shall extend along a line parallel to and at a perpendicular distance of 1 foot inside the westerly street line for a distance of 36.20 feet to the northerly line of Texdale street produced.

The easterly and northerly sidewalks shall have a uniform width of 8 feet and shall occupy that portion of the street lying between the easterly and northerly street line and the easterly and northerly curb line as above described.

The westerly and southerly sidewalks shall have a variable width and shall occupy that portion of the street lying between the westerly and southerly street line and the westerly and southerly curb line as above described.

The roadway shall have a variable width and shall occupy that portion of the street lying between the curb lines as above described.

TEXDALE STREET

The sidewalks shall have a uniform width of 8 feet and shall lie along and parallel their respective street lines.

The roadway shall have a uniform width of 24 feet and shall occupy the central portion of the street lying between the sidewalks as above described.

ANGLON WAY

The roadway shall occupy the entire width of the street.

POWERS ROAD

Section 2. The grade of the easterly and northerly curb line shall begin at the northerly curb line of West Liberty avenue at an elevation of 306.98 feet; thence rising at the rate of 1.80% for a distance of 10 feet to the northerly line of West Liberty avenue to an elevation of 307.16 feet; thence by a concave parabolic curve for a distance of 10 feet to a point of tangent to an elevation of 308.05 feet; thence rising at the rate of 16% for a distance of 5 feet to a point of curve to an elevation of 308.85 feet; thence by a convex parabolic curve for a distance of 10 feet to a point of tangent to an elevation of 319.18 feet; thence rising at the rate of 10.70% for a distance of 70.53 feet to a point of curve to an elevation of 317.73 feet; thence by a concave parabolic curve for a distance of 10 feet to a point of tangent to

an elevation of 319.07 feet; thence rising at the rate of 16% for a distance of 367.40 feet to a point of curve to an elevation of 377.85 feet; thence by a convex parabolic curve for a distance of 10 feet to the southerly curb line of Texdale street to an elevation of 379.08 feet.

TEXDALE STREET

The grade of the southerly curb line shall begin at the easterly curb line of Powers road at an elevation of 379.08 feet; thence by a convex parabolic curve for a distance of 10 feet to a point of tangent to an elevation of 379.55 feet; thence rising at the rate of 1% for a distance of 266 feet to a point of curve to an elevation of 382.21 feet; thence by a convex parabolic curve for a distance of 40 feet to a point of tangent to an elevation of 382.21 feet; thence falling at the rate of 1% for a distance of 141.09 feet to the property line at the easterly terminus of street to an elevation of 380.80 feet.

ANGLON WAY

The grade of the easterly line shall begin at the northerly line of Texdale street at an elevation of 380.38 feet; thence rising at the rate of 16% for a distance of 310.99 feet to the southerly line of Shiras way to an elevation of 430.14 feet.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1922.

Approved May 11, 1922.

Ordinance Book 33, Page 374.

No. 125

AN ORDINANCE—Authorizing and directing the grading, paving and curbing of De Foe street from Perrysville avenue to Hemphill street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of De Foe

street, from Perrysville avenue to Hemphill street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the grading, paving and curbing of the same. Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That De Foe street, from Perrysville avenue to Hemphill street be graded, paved and curbed.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Fifteen thousand (\$15,000.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1922.

Approved May 11, 1922.

Ordinance Book 33, Page 376.

No. 126

AN ORDINANCE—Providing for the letting of a contract or contracts for new copper gutters, etc., on the main roof of Wards "B" and "C" Municipal Hospital, Bedford avenue and Francis street, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the Mayor and the Director of the Department of Public Health shall be and they are hereby authorized, empowered and directed to advertise for proposals and let a contract or contracts to the lowest responsible bidders for new copper gutters, etc., on the main roof of Wards "B" and "C", Municipal Hospital, Bedford avenue and Francis street, Pittsburgh, Pa., in accordance with the provisions of an Act of Assembly entitled, "An Act for the Government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the Ordinances of City Council in such cases made and provided, the costs thereof not to exceed One Thousand One Hundred \$1,100.00) dollars, to be paid from Code Account No. 1231, Repairs, Municipal Hospital.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1922.

Approved May 11, 1922.

Ordinance Book 33, Page 377.

No. 127

AN ORDINANCE—Authorizing and directing the Mayor and Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of water line and sewer for the Schenley Park Memorial at Schenley Park entrance and authorizing and setting aside the sum of \$2,000.00 from the proceeds of the sale of the Park Roadway Improvement Bonds, Appropriation No. 199, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders, for the construction of water line and sewer for the Schenley Park Memorial at Schenley Park, for a sum not to exceed \$2,000.00 and to enter into a contract or contracts with the successful bidder or bidders, for the*

performance of the work, in accordance with the laws and ordinances governing said City.

Section 2. The sum of \$2,000.00, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of Park Roadway Improvement Bonds, 1919, Appropriation No. 199, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund, for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1922.

Approved May 11, 1922.

Ordinance Book 33, Page 378.

No. 128

AN ORDINANCE—Authorizing and directing the Mayor and Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of swimming pool, building and the necessary appurtenances therefor in Olympia Park, and authorizing the setting aside of \$25,000.00 from the proceeds of Playground Improvement Bonds, Appropriation No. 201, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of swimming pool, buildings and the necessary appurtenances therefor in Olympic Park, for a sum not to exceed \$25,000.00, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said city.

Section 2. That the sum of \$25,000.00, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds of Play-

ground Improvement Bonds, Appropriation No. 201, and the Mayor and Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1922.

Approved May 11, 1922.

Ordinance Book 33, Page 379.

No. 129

AN ORDINANCE—Accepting the dedication of certain property in the 11th Ward of the City of Pittsburgh, for public use for highway purposes, opening and naming the same "Elgin street" and establishing the grade thereon: Whereas, Robert B. King and Mildred Kelly King, his wife, owners of the property hereinafter described, have executed and delivered to the City of Pittsburgh their certain deed of dedication bearing date of March 28th, 1922, now on file in the office of the Bureau of Engineering of said city wherein they have conveyed said ground to said city for public street or public highway purposes and have released said city from any liabilities for damages for or by reason of the physical grading of said public highway to the grade hereinafter established, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That said Deed of Dedication be and the same is hereby accepted and the Bureau of Engineering is hereby authorized and directed to place the same on record in the office of the Recorder of Deeds in and for the County of Allegheny.

Section 2. The ground as aforesaid conveyed to said City for public highway purposes shall be and the same is hereby appropriated and opened as a public highway in accordance with the terms of said Deed of Dedication and shall be known as "ELGIN STREET," the same being bounded and described as follows, to-wit:

Beginning at a point on the westerly line of North Negley avenue said

point being N. 25° 15' E., 249.59 feet from the northwest corner of Bryant street and North Negley avenue; thence extending N. 63° 01' W., for a distance of 200 feet to the easterly line of property to Jennie K. Mellon; thence extending N. 26° 59' E., for a distance of 50 feet to a point; thence extending S. 63° 01' E., for a distance of 198.49 feet to the westerly line of North Negley avenue; thence extending S. 25° 15' W., along the westerly line of North Negley avenue for a distance of 50.02 feet to the place of beginning. (All distances in this Ordinance are U. S. Standard Measure.)

Section 3. The grade of the southerly curb line shall begin on the westerly curb line of North Negley avenue at an elevation of 255.21 feet; thence ascending at a rate of 1% for a distance of 211.70 feet to a point to an elevation of 257.33 feet.

Section 4. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said described ground for a public highway in conformity with the provisions of this Ordinance.

Section 5. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 1, 1922.

Approved May 12, 1922.

Ordinance Book 33, Page 379.

No. 130

AN ORDINANCE — Granting unto Spear and Company, its successors and assigns, the right to construct, maintain and use a switch track on and across Duquesne way and City Wharf Property, located approximately 99' west of Garrison way connecting with the Cleveland & Pittsburgh Railroad (operated by Pennsylvania Railroad), track on City Wharf Property, Second Ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Spear and Company, its successors and assigns, be and are hereby given the right and authority, at its own cost

and expense, to construct, maintain and use a switch track on and across Duquesne way and City Wharf Property, located 99' west of the western building line of Garrison way to the property of Spear and Company, thence by curve to right, for a distance of approximately 156½', connecting with the Cleveland & Pittsburgh Railroad, standard gage track with a clearance of 18' under elevated tracks of Pennsylvania Railroad, for the purpose of conveying materials, etc. from the tracks of the Cleveland & Pittsburgh Railroad to the property of Spear and Company.

The said track shall be constructed in accordance with the provisions of this ordinance and in accordance with the plan hereto attached and identified as Accession No. A-182, Folder "A", in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed Switch Track on and across Duquesne Way and City Wharf Property connecting with the Cleveland & Pittsburgh Railroad for Spear and Company, Second Ward, Pittsburgh, Pa."

Section 2. The said company, prior to the construction of switch track, shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans showing location and all details for the construction of said switch track and the said construction of switch track shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets and City Wharf Property, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of switch track on City streets and City Wharf Property, and **COMPENSATION FOR SAME.**

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said track. All of the said work, including the repaving of

the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of said switch track upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Spear and Company, its successors and assigns, to that effect; and that the said grantee shall, when so notified at the expiration of the said six months, forthwith, remove the said switch track and replace the street and City Wharf Property to its original condition, at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and sub-surface structures therein, by reason of the construction, maintenance and use of the said switch track, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This ordinance shall become null and void unless within thirty (30) days after its passage and approval Spear and Company shall file with the City Controller its certificate of acceptance of the provisions thereof.

Section 8. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1922.

Approved May 18, 1922.

Ordinance Book 33, Page 380.

No. 131

AN ORDINANCE — Granting unto Spear and Company, its successors and assigns, the right to construct, maintain and use a switch track on and across Duquesne way and City Wharf Property, located approximately 99' west of Garrison way con-

necting with the Pittsburgh Junction Railroad (operated by Baltimore and Ohio Railroad), track on City Wharf Property, Second Ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Spear and Company, its successors and assigns, be and are hereby given the right and authority, at its own cost and expense, to construct, maintain and use a switch track on and across Duquesne Way and City Wharf Property, located 99' west of the western building line of Garrison way to the property of Spear and Company, thence by curve to the right for a distance of approximately 204½' connecting with the Pittsburgh Junction Railroad, standard gage track with a clearance of 18' under elevated tracks of the Pennsylvania Railroad, for the purpose of conveying materials, etc. from the tracks of the Pittsburgh Junction Railroad to the property of Spear and Company.

The said track shall be constructed in accordance with the provisions of this ordinance and in accordance with the plan hereto attached and identified as Accession No. A-181, Folder "A", in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed Switch Track on and across Duquesne way and City Wharf Property connecting with Pittsburgh Junction Railroad for Spear and Company, Second Ward, Pittsburgh, Pa."

Section 2. The said company, prior to the construction of switch track, shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans showing location and all details for the construction of said switch track and the said construction of switch track shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets, and City Wharf Property, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, mainte-

nance and use of switch track on City streets and City Wharf Property, and COMPENSATION FOR SAME.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of the said track. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of said switch track upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Spear and Company, its successors and assigns, to that effect; and that the said grantee shall when so notified at the expiration of the said six months, forthwith, remove the said switch track and replace the street and City Wharf Property to its original condition, at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and subsurface structures therein, by reason of the construction, maintenance and use of the said switch track, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This ordinance shall become null and void unless within thirty (30) days after its passage and approval Spear and Company shall file with the City Controller its certificate of acceptance of the provisions thereof.

Section 8. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1922.

Approved May 18, 1922.

Ordinance Book 33, Page 382.

No. 132

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a swimming pool, building and the necessary appurtenances therefor in the northerly portion of Soho Playground near Center avenue, and authorizing the setting aside of the sum of Twenty-five Thousand (\$25,000.00) dollars from the proceeds of Playground Improvement Bonds, Appropriation No. 201, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a swimming pool, building and the necessary appurtenances therefor, in the northerly portion of Soho Playground near Center avenue, for a sum not to exceed Twenty-five Thousand (\$25,000.00) dollars, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of Twenty-five Thousand (\$25,000.00) dollars, or so much thereof as may be necessary shall be and the same is hereby set apart and appropriated from the proceeds of Playground Improvement Bonds, Appropriation No. 201, and the Mayor and the Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1922.

Approved May 18, 1922.

Ordinance Book 33, Page 384.

No. 133

AN ORDINANCE—Empowering the Mayor and the Director of the Department of Public Works to enter into, execute a contract with, and deliver the same to Inland Rivers Wharf Company, sub-letting to said company for use in conducting the business of a public wharf, a portion of the property leased to the City by the Western Pennsylvania Exposition Society on Duquesne Way, fixing the rental under said lease, and fixing other terms and conditions of said contract of lease.

Whereas, Inland Rivers Wharf Company is a corporation formed for the purpose of erecting, constructing, maintaining and operating a public wharf on the southerly bank of the Allegheny river, at or near the confluence of said river with the Monongahela River, in the City of Pittsburgh, County of Allegheny and State of Pennsylvania, duly incorporated under an Act of the General Assembly of the Commonwealth of Pennsylvania entitled "An Act to provide for the incorporation and regulation of certain corporations," approved the 29th day of April, A. D. 1874, and the several supplements thereto, and

Whereas, the Public Service Commission of the Commonwealth of Pennsylvania has granted a certificate of public convenience to Inland Rivers Wharf Company for erecting, constructing, maintaining and operating a public wharf upon the property hereinafter described, and

Whereas, Inland Rivers Wharf Company has proposed to agree with the City of Pittsburgh for the purchase by lease of the right to use for the purpose mentioned the property hereinafter described, and

Whereas, It is for the best interests of the City of Pittsburgh and its citizens that Inland Rivers Wharf Company to erect, construct, maintain and operate a public wharf on the property hereinafter described.

Now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works be, and they are hereby authorized and empowered to enter into, execute and

deliver on behalf of the City of Pittsburgh, a contract in writing, sub-letting for a period of ten years from the first day of May, 1922, to Inland Rivers Wharf Company, a corporation:

All that certain lot or piece of ground bounded and described as follows:

Beginning at the low water line on the southerly wharf of the Allegheny River, thence in a southerly direction distant 40 feet west of the westerly side of the Exposition Music Hall and parallel with said westerly wall of building a distance of 260 feet more or less to a point 4 feet south of the southerly line of the Music Hall Building extended, or about 10 feet north of the present northerly curb line of Duquesne way; thence in a westerly and northwesterly direction a distance of 142 feet more or less to the southwest corner of the frame Carrousal building which line is generally from 10 to 12 feet north of the present northerly curb line of Duquesne way; thence extending in a northwesterly direction a distance of 125 feet more or less to the southeast corner of the brick transmission house; thence in a northerly direction along the easterly side of said brick building a distance of 18 feet more or less to the northerly line of said building; thence in a westerly direction along the northerly line of said brick building a distance of 21 feet more or less to the westerly end of said building, thence in a southerly direction along the westerly end of said building a distance of 12 feet to a point about 14 feet from the abutment or wing wall of the Manchester Bridge, measured at right angles to the line of said wall; thence in a northerly direction and parallel with said wing wall a distance of 28 feet more or less to a point; thence in a northerly direction a distance of 66 feet more or less to a point, which point is 6 feet east of said wing wall; thence in a northerly direction and parallel with said wing wall a distance of 16 feet more or less to the southerly pier; thence along the southerly line of the pier in an easterly direction 6 feet; thence northwardly along the easterly line of said pier and along said line extended in a northerly direction 40 feet more or less to the low water line on the southerly wharf of the Allegheny River, and thence in an easterly direction along said low water line a distance of 259 feet more or less to the place of beginning.

For the rental of Forty-five hundred (\$4,500.00) dollars per annum, payable Three Hundred Seventy-five (\$375.00) dollars per month in advance on the first day of each and every month.

Section 2. The said Inland Rivers Wharf Company shall have the right to use said land described in Section 1 of this Ordinance for the erection, construction, maintenance and operation of a public wharf, and shall have the right to erect, construct, maintain and operate the necessary derricks, bins, tracks, approaches, driveways, and all other equipment and appurtenances as are or may be necessary to the maintenance and operation of such public wharf, and the right to remove or cause to be removed from time to time, and upon the termination of this lease for any cause, any and all derricks, bins, tracks and other property which may be installed upon said premises under said lease, it being the intent and purpose of this Ordinance that the law of fixtures shall not apply to any such property so installed, and said contract of sublease, hereby authorized, shall also contain such provisions, terms and conditions as the Mayor and the Director of the Department of Public Works may deem proper and necessary to protect the City's rights, and to carry out the purposes for which this lease is given.

Section 3. After the said lease shall have been in force for a period of five years, the City of Pittsburgh shall have the right to cancel the same on six months' notice in writing to the Lessee, and at the end of the period mentioned in said notice the Lessee shall give up quiet and peaceful possession of the said leased premises to the City of Pittsburgh.

Section 4. That certain strip of land 40 feet in width, extending from the Allegheny River Wharf to Duquesne way, and lying between the land hereinabove authorized to be leased to Inland Rivers Wharf Company and the building known as the Music Hall, shall be paved and improved as a roadway by the Inland Rivers Wharf Company, in a manner satisfactory to the Director of the Department of Public Works, and shall thereafter, during the continuance of the lease hereinabove provided for and any extension thereof, be and remain an open and public thoroughfare throughout its entire length, in which thoroughfare the pub-

lic shall at all times have easement for the free and unobstructed passage to and from Duquesne way to the Allegheny River wharf.

Section 5. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 8, 1922.

Approved May 18, 1922.

Ordinance Book 33, Page 385.

No. 134

AN ORDINANCE — Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of ninety-nine thousand (\$99,000.00) dollars, and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering expenses) of the improvement of City playgrounds and the establishment of new playgrounds (including the acquisition of land, property and equipment therefor), and providing for the redemption of said bonds and the payment of interest thereon.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the indebtedness of the City of Pittsburgh be increased by the amount of Ninety-nine Thousand (\$99,000.00) dollars to provide funds for the cost, damages and expense (including engineering expenses) of the improvement of City playgrounds and the establishment of new playgrounds, including acquisition of land, property and equipment therefore.

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of ninety-nine thousand (\$99,000.00) dollars be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of April, 1922; and shall be payable in thirty (30) equal annual installments of three thousand three hundred dollars (\$3,300.00) each, one of which shall mature on the first day of April in each of the years 1923 to 1952 inclusive. Said bonds shall bear interest at the rate of four and one-

quarter per centum (4¼%) per annum, payable semi-annually on the first days of April and October in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund.) Registered bonds shall be registered with the City Treasurer and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as PLAYGROUND BOND, 1922.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or

incurred, namely the year 1923, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one third per centum (3 1-3%) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principle and redemption of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights, privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF

PENNSYLVANIA

CITY OF PITTSBURGH

PLAYGROUND BOND, 1922

Know all men by these presents that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of.....

..... dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of April, A. D. 19...., with interest thereon from the date hereof at the rate of FOUR AND ONE-QUARTER per centum (4¼%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pitts-

burgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said city.

This bond is one of a series of bonds amounting in the aggregate to ninety-nine thousand dollars (\$99,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof", approved April 20, 1874 and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class", approved March 7, 1901, and the supplements and amendments thereof, and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of ninety-nine thousand dollars (\$99,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering expenses) of the improvement of City playgrounds and the establishment of new playgrounds (including the acquisition of land, property and equipment therefor), and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on, 1922,

and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, including the entire issue of the above mentioned bonds, aggregating ninety-nine thousand dollars (\$99,000.00), of which this is one, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; and the entire indebtedness of the City of Pittsburgh, including the entire issue of the mentioned bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of April, 1922.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....

Mayor

Countersigned:.....

City Controller

(Form of Coupon)

On the first day of, 19...., the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City, Dollars, (\$.....) lawful money of the United States of America, for six months' interest on its PLAYGROUND BOND, 1922, dated as of April 1, 1922, numbered

City Controller

The registered bonds issued in pursuance of this ordinance shall be in substantially the following form:

No. No.

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF

PENNSYLVANIA

CITY OF PITTSBURGH

PLAYGROUND BOND, 1922

Know all men by these presents that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to in the sum of dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said

..... legal representatives or assigns, at the office of the City Treasurer of said City on the first day of April, A. D. 19....., with interest thereon at the rate of four and one-quarter per centum (4¼%) per annum, payable on the first days of April and October of each year without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to ninety-nine thousand dollars (\$99,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania, entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds,"

approved May 1, 1873; and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of ninety-nine thousand dollars (\$99,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering expenses) of the improvement of City playgrounds and the establishment of new playgrounds (including the acquisition of land, property and equipment therefor), and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on....., 1922, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, including the entire issue of the above mentioned bonds, aggregating ninety-nine thousand dollars (\$99,000.00), of which this is one, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; and the entire indebtedness of the City of Pittsburgh, including the entire issue of the above mentioned bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of April, 1922.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By

Mayor

Countersigned:

.....

City Controller

Registered this
day of A. D.
19....., at the office of the City Treas-
urer of the City of Pittsburgh, Penn-
sylvania.

Registrar

Section 7. That any Ordinance or
part of Ordinance conflicting with the
provisions of this Ordinance, be and
the same is hereby repealed, so far as
the same affects this Ordinance.

Passed May 1, 1922.

Pittsburgh, Pa., May 22, 1922.

I do hereby certify that the fore-
going ordinance, which has been dis-
approved by the Mayor and returned
with his objections to the Council, was
passed by a two-thirds vote of said
council this 22nd day of May, 1922.

E. J. MARTIN,

Clerk of Council.

Ordinance Book 33, Page 387.

No. 135

AN ORDINANCE — Establishing the
grade of Arsenal way, from Per-
cy way to Forty-second street.

Section 1. *Be it ordained and enacted
by the City of Pittsburgh, in Council
assembled, and it is hereby ordained and
enacted by the authority of the same,* That
the grade of the west line of Arsenal
way from Percy way to Forty-second
street, be and the same is hereby
established as follows, to-wit:

Beginning on the southerly line of
Percy way at an elevation of 129.23
feet; thence by a convex parabolic
curve for a distance of 24.74 feet to
a point of curve to an elevation of
129.46 feet; thence falling at a rate
of 3.08 % for a distance of 177.21 feet
to the northerly curb line of Forty-
second street to an elevation of 124.01
feet (curb as set).

Section 2. That any Ordinance or
part of Ordinance conflicting with the
provisions of this Ordinance, be and
the same is hereby repealed, so far as
the same affects this Ordinance.

Passed May 22, 1922.

Approved May 27, 1922.

Ordinance Book 33, Page 392.

No. 136

AN ORDINANCE — Establishing the
grade of Ashlyn street, from Glen
Mawr avenue to Christy street.

Section 1. *Be it ordained and enacted
by the City of Pittsburgh, in Council
assembled, and it is hereby ordained and
enacted by the authority of the same,* That
the grade of the North curb line of
Ashlyn street, from Glen Mawr avenue
to Christy street, be and the same
is hereby established as follows, to-
wit:

Beginning on the east curb line of
Glen Mawr avenue at an elevation of
224.28 feet (curb as set); thence level
for the distance of 6 feet to the east
line of Glen Mawr avenue to an ele-
vation of 224.28 feet; thence falling at
the rate of 11 feet per 100 feet for
the distance of 100 feet to the west
line of Christy street to an elevation
of 213.28 feet; thence falling at the
rate of 5 feet per 100 feet for the
distance of 30 feet to the east line
of Christy street to an elevation of
211.78 feet.

Section 2. That any Ordinance or
part of Ordinance conflicting with the
provisions of this Ordinance, be and
the same is hereby repealed, so far as
the same affects this Ordinance.

Passed May 22, 1922.

Approved May 27, 1922.

Ordinance Book 33, Page 393.

No. 137

AN ORDINANCE — Establishing the
grade of Briscoe street from Tyn-
dall street to Mutual street.

Section 1. *Be it ordained and enacted
by the City of Pittsburgh, in Council
assembled, and it is hereby ordained and
enacted by the authority of the same,* That
the grade of the north curb line of
Briscoe street, from Tyndall street to
Mutual street be and the same is
hereby established as follows, to-wit:

Beginning on the west curb line of
Tyndall street at an elevation of
345.38 feet (curb as set); thence level
for the distance of 12.33 feet to an
elevation of 345.38 feet; thence rising
at the rate of 12.75 feet per 100 feet
for the distance of 208.25 feet to a
point of curve to an elevation of
371.93 feet; thence by a convex par-
abolic curve for the distance of 160.0

feet to a point of tangent to an elevation of 376.53 feet; thence falling at the rate of 7.0 feet per 100 feet for the distance of 98.32 feet to an elevation of 369.65 feet; thence falling at the rate of 5.9 feet per 100 feet for the distance of 10.52 feet to the east curb line of Mutual street to an elevation of 369.03 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1922.

Approved May 27, 1922.

Ordinance Book 33, Page 394.

No. 138

AN ORDINANCE—Establishing the grade of Brevet way, from Ashlyn street to Narcissus street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the west line of Brevet way, from Ashlyn street to Narcissus street, be and the same is hereby established as follows, to-wit:

Beginning on the south curb line of Ashlyn street at an elevation of 213.47 feet; thence rising at the rate of 5 feet per 100 feet for the distance of 6 feet to the south line of Ashlyn street to an elevation of 213.77 feet; thence rising at the rate of 9. feet per 100 feet for the distance of 126.90 feet to a point of curve to an elevation of 225.19 feet; thence by a convex parabolic curve for the distance of 120 feet to a point of tangent to an elevation of 231.19 feet; thence rising at the rate of 1 foot per 100 feet for a distance of 480.90 feet to the north curb line of Minton street to an elevation of 236.00 feet (curb as set); thence rising at the rate of 2.28 feet per 100 feet for the distance of 22 feet to the south curb line of Minton street to an elevation of 236.50 feet (curb as set); thence rising at the rate of 2.16 feet per 100 feet for the distance of 483.91 feet to a point of curve to an elevation of 246.95 feet; thence by a convex parabolic curve for the distance of 50 feet to a point of tangent to an elevation of 247.87 feet; thence rising at the rate of 1.5

feet per 100 feet for the distance of 134.09 feet to the north curb line of Hammond street to an elevation of 249.88 feet (curb as set); thence level for the distance of 22 feet to the south curb line of Hammond street to an elevation of 249.88 feet (curb as set); thence rising at the rate of 3 feet per 100 feet for the distance of 195.90 feet to a point of curve to an elevation of 255.76 feet; thence by a convex parabolic curve for the distance of 80 feet to a point of tangent to an elevation of 256.16 feet; thence falling at the rate of 2 feet per 100 feet for the distance of 57.35 feet to the north curb line of Narcissus street, to an elevation of 255.01 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1922.

Approved May 27, 1922.

Ordinance No. 33, Page 394.

No. 139

AN ORDINANCE—Establishing the grade of Hugo way from Forty-fourth street to a point 250.16 feet southwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of Hugo way, from Forty-fourth street to a point 250.16 feet southwardly therefrom, be and the same is hereby established as follows, to-wit:

Beginning on the southerly curb line of Forty-fourth street at an elevation of 161.79 feet (curb as set); thence by a convex parabolic curve for a distance of 25.54 feet to a point of tangent to an elevation of 161.35 feet; thence falling at a rate of 8.47% for a distance of 82.46 feet to the northerly line of Percy street to an elevation of 154.36 feet; thence falling at a rate of 5% for a distance of 9 feet to the northerly curb line of Percy street to an elevation of 153.91 feet; thence level for a distance of 22 feet to the southerly curb line of Percy street; thence rising at a rate of 2 % for a distance of 111.16 feet to a point to an elevation of 156.13 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1922.

Approved May 27, 1922.

Ordinance Book 33, Page 395.

No. 140

AN ORDINANCE—Establishing the grade of Larkfield way, from Tuscola street to Albert street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the east line of Larkfield way, from Tuscola street to Albert street be and the same is hereby established as follows, to-wit:

Beginning at a point on the southerly curb line of Tuscola street at an elevation of 422.12 feet; thence falling at the rate of 6.175% for the distance of 232.38 feet to a point of curve to an elevation of 407.77 feet; thence by a concave parabolic curve for the distance of 35.92 feet to a point of tangent on the northerly curb line of Walden street to an elevation of 406.30 feet; thence level for the distance of 22.02 feet to a point on the southerly curb line of Walden street to an elevation of 406.30 feet; thence falling at the rate of 2.75% for the distance of 175.0 feet to a point of curve to an elevation of 401.49 feet; thence by a convex parabolic curve for the distance of 50.0 feet to a point of tangent to an elevation of 397.80 feet; thence falling at the rate of 12% for the distance of 71.85 feet to a point of curve to an elevation of 389.18 feet; thence by a concave parabolic curve for the distance of 60.0 feet to a point of tangent to an elevation of 383.18 feet; thence falling at the rate of 8% for the distance of 208.57 feet to a point of curve to an elevation of 366.49 feet; thence by a concave parabolic curve for the distance of 22.76 feet to a point of tangent to the northerly curb line of Albert street to an elevation of 366.15 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1922.

Approved May 27, 1922.

Ordinance Book 33, Page 396.

No. 141

AN ORDINANCE—Establishing the grade of Wyona way, from Hiawatha street to Wilksboro avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the south line of Wyona way, from Hiawatha street to Wilksboro avenue, be and the same is hereby established as follows, to-wit:

Beginning on the westerly curb line of Hiawatha street at an elevation of 237.83 feet; thence by a concave parabolic curve for a distance of 24 feet to a point of tangent to an elevation of 237.90 feet; thence rising at a rate of 5.75% for a distance of 106 feet to a point of curve to an elevation of 244.00 feet; thence by a convex parabolic curve for a distance of 40 feet to a point of tangent to an elevation of 244.58 feet; thence falling at a rate of 2.85% for a distance of 130 feet to the easterly curb line of Oswego street to an elevation of 240.87 feet; thence level for a distance of 30 feet to the westerly line of Oswego street; thence rising at a rate of 1% for a distance of 40.5 feet to a point of curve to an elevation of 241.27 feet; thence by a convex parabolic curve for a distance of 40 feet to a point of tangent to an elevation of 241.27 feet; thence falling at a rate of 1% for a distance of 200.75 feet to a point of curve to an elevation of 239.24 feet; thence by a concave parabolic curve for a distance of 49.40 feet to the easterly curb line of Wilksboro avenue to an elevation of 240.22 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1922.

Approved May 27, 1922.

Ordinance Book 33, Page 396.

No. 142

AN ORDINANCE—Establishing the grade of Percy way and street, from Davison street to Hugo way.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That

the grade of the west line and west curb line of Percy way and street, from Davison street to Hugo way, be and the same is hereby established as follows, to-wit:

The grade of the west line of Percy way shall begin on the southerly curb line of Davison street at an elevation of 121.78 feet (curb as set); thence rising at a rate of 5% for a distance of 9 feet to the southerly line of Davison street to an elevation of 122.23 feet; thence rising at a rate of 7% for a distance of 100 feet to the northerly line of Arsenal way to an elevation of 129.23 feet; thence rising at a rate of 5% for a distance of 20 feet to the southerly line of Arsenal way to an elevation of 130.23 feet; thence rising at a rate of 9.17% for a distance of 64.88 feet to a point of curve to an elevation of 136.18 feet; thence by a convex parabolic curve for a distance of 44.12 feet to the northerly curb line of Bessemer street to an elevation of 139.31 feet.

The grade of the west curb line of Percy street shall begin on the southerly curb line of Bessemer street at an elevation of 139.01 feet; thence rising at a rate of 5% for a distance of 9 feet to the southerly line of Bessemer street to an elevation of 139.46 feet; thence rising at a rate of 7.3% for a distance of 198.00 feet to the northerly line of Hugo way to an elevation of 153.91 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1922.

Approved May 27, 1922.

Ordinance Book 33, Page 397.

No. 143

AN ORDINANCE—Establishing the grade of Pontiac way, from Stonelea street to Wyona way.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the west line of Pontiac way, from Stonelea street to Wyona way, be and the same is hereby established as follows, to-wit:

Beginning on the southerly curb line of Stonelea street at an elevation of 195.80 feet; thence by a con-

cave parabolic curve for a distance of 20 feet to a point of tangent to an elevation of 197.90 feet; thence rising at a rate of 16% for a distance of 74.50 feet to a point of curve to an elevation of 209.82 feet; thence by a convex parabolic curve for a distance of 40 feet to a point of tangent to an elevation of 215.42 feet; thence rising at a rate of 12% for a distance of 217.95 feet to a point of curve to an elevation of 241.57 feet; thence by a convex parabolic curve for a distance of 40 feet to a point of tangent to an elevation of 244.17 feet; thence rising at a rate of 1% for a distance of 57.55 feet to the northerly line of Wyona way to an elevation of 244.75 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1922.

Approved May 27, 1922.

Ordinance Book 33, Page 398.

No. 144

AN ORDINANCE—Establishing the grade of Rex way, from Briscoe street to a point 120.0 feet northwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the east line of Rex way, from Briscoe street to a point 120.0 feet northwardly therefrom be and the same is hereby established as follows, to-wit:

Beginning on the north curb line of Briscoe street at an elevation of 356.21 feet; thence rising at the rate of 5.0 feet per 100 feet for the distance of 9.0 feet to the north line of Briscoe street to an elevation of 356.66 feet; thence rising at the rate of 10.0 feet per 100 feet for the distance of 120.0 feet to an elevation of 368.66 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1922.

Approved May 27, 1922.

Ordinance Book 33, Page 399.

No. 145

AN ORDINANCE — Designating

Church way as the name of an unnamed 9-foot way, in the 26th Ward of the City of Pittsburgh, from Bonvue street to Green Tree avenue as shown in George W. Piper plan of lots and establishing the grade thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the name of an unnamed 9-foot way, in the 26th Ward of the City of Pittsburgh, from Bonvue street to Green Tree avenue, in George W. Piper plan of lots, which is recorded in the Recorder's office of Allegheny County in Plan Book Volume 14, Page 172, shall be and the same is hereby designated as "Church way" and the grade of the westerly line be and the same is hereby established as follows, to-wit:*

The grade of the westerly line shall begin on the southerly curb line of Bonvue street at an elevation of 447.31 feet (curb as set); thence by a convex parabolic curve for a distance of 20 feet to a point of tangent to an elevation of 445.70 feet; thence falling at a rate of 16.1% for a distance of 65.50 feet to a point of curve to an elevation of 435.16 feet; thence by a concave parabolic curve for a distance of 34 feet to a point of tangent to an elevation of 431.62 feet; thence falling at a rate of 4.7% for a distance of 32 feet to a point of curve to an elevation of 430.12 feet; thence by a concave parabolic curve for a distance of 73.50 feet to the northerly curb line of Green Tree avenue to an elevation of 428.02 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1922.

Approved May 27, 1922.

Ordinance Book 33, Page 399.

No. 146

AN ORDINANCE—Fixing the width and position of the sidewalk and roadway and establishing the grade of Ackley way, from Bijou way to Church way.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the sidewalk and roadway and the grade of the southerly curb line of Ackley way, from Bijou way to Church way, be and the same hereby fixed and established as follows, to-wit:*

The southerly sidewalk shall be of a uniform width of 3 feet and shall lie along and be parallel to the southerly line of Ackley way.

The roadway shall be of a uniform width of 17 feet and shall lie along and be parallel to the above described sidewalk and shall occupy the remaining portion of said Ackley way.

The grade of the southerly curb line shall begin on the easterly line of Bijou way at an elevation of 455.89 feet; thence falling at a rate of 9.25% for a distance of 262.40 feet to the westerly line of Church way to an elevation of 431.62 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1922.

Approved May 27, 1922.

Ordinance Book 33, Page 400.

No. 147

AN ORDINANCE—Fixing the width and position of the sidewalk and roadway and re-establishing the grade of Bijou way, from Bonvue street to Green Tree avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the sidewalk and roadway and the grade of the westerly curb line of Bijou way, from Bonvue street to Green Tree avenue, shall be and the same are hereby fixed and re-established as follows, to-wit:*

The westerly sidewalk shall be of a uniform width of 3 feet and shall lie along and be parallel to the westerly line of Bijou way.

The roadway shall be of a uniform width of 17 feet and shall lie along and be parallel to the above described

sidewalk and shall occupy the remaining portion of said Bijou way.

The grade of the westerly curb line shall begin on the southerly curb line of Bonvue street at an elevation of 461.97 feet (curb as set); thence falling at a rate of 5.3% for a distance of 93.51 feet to a point of curve to an elevation of 457.01 feet; thence by a concave parabolic curve for a distance of 35.30 feet to a point of tangent to an elevation of 455.89 feet; thence falling at a rate of 1% for a distance of 104.78 feet to the northerly curb line of Green Tree Avenue to an elevation of 454.84 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1922.

Approved May 27, 1922.

Ordinance Book 33, Page 400.

No. 148

AN ORDINANCE — Approving the "Wilhelm Place Plan of Lots" in the 19th Ward of the City of Pittsburgh, laid out by John T. Textor, accepting the dedication of Powers road, Texdale street, and Anglon way as shown thereon, for public use for highway purposes, opening and naming the same, fixing the width and position of the sidewalks and roadways, and establishing the grade thereon.

Whereas, John T. Textor, owner of certain property in the 19th Ward of the City of Pittsburgh, laid out in a plan of lots called the "Wilhelm Place Plan of Lots," has located certain streets and a certain way thereon and executed a deed of dedication on said plan, of all the ground covered by said streets and said way, to the said city for public use for highway purposes and has released said city from any liabilities for damages for or by reason of the physical grading of the said public highways to the grades hereinafter established, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the "Wilhelm Place Plan of Lots," situated in the 19th Ward of the City of Pittsburgh, laid out by John T.*

Textor, October, 1921, be and the same is hereby approved and Powers road, Texdale street and Anglon way as located and dedicated in said Plan, are hereby accepted.

Section 2. The Streets and Way, as aforesaid dedicated to the said City for public use for highway purposes, shall be and the same are hereby appropriated and opened as public highways and named Powers road, Texdale street and Anglon way.

Section 3. The width and position of the sidewalks and roadways of Powers road, Texdale street and Anglon way, laid out and dedicated in the said "Wilhelm Place Plan of Lots," are hereby fixed as described in Ordinance No. 124, approved May 11th, 1922, and recorded in Ordinance Book Volume 33, Page 374.

Section 4. The grades of the aforesaid Powers road, Texdale street and Anglon way are hereby established as described in the aforesaid Ordinance No. 124.

Section 5. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1922.

Approved May 27, 1922.

Ordinance Book 33, Page 401.

No. 149

AN ORDINANCE — Authorizing and directing the construction of a public sewer on the north sidewalk of Fair Oaks street and on Malvern avenue and Plainfield street, from Squirrel Hill avenue to the existing sewer on the north sidewalk of Plainfield street at a point about 80 feet west of Malvern avenue. With branch sewers on the west and east sidewalks of Squirrel Hill avenue. And providing that the costs, damages and expenses of same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a public sewer be constructed on the north sidewalk of Fair Oaks street and on Malvern avenue and Plainfield street, from Squirrel Hill avenue to the existing sewer on the north side-*

walk of Plainfield street at a point about 80 feet west of Malvern avenue. With branch sewers on the west and east sidewalks of Squirrel Hill avenue. Commencing on the north sidewalk of Fair Oaks street at Squirrel Hill avenue, thence westwardly along the north sidewalk of Fair Oaks street to Malvern avenue, thence southwardly along Malvern avenue to Plainfield street, thence westwardly along Plainfield street to a point about 65 feet west of Malvern avenue, thence northwardly across Plainfield street to the existing sewer on the north sidewalk of Plainfield street at a point about 80 feet west of Malvern avenue. Said sewer to be terra cotta pipe and 15 inches in diameter, with 9 inch lateral sewers extending from the main sewer on Malvern avenue, to points one foot inside the curb lines. With a branch sewer on the west sidewalk of Squirrel Hill avenue. Commencing on the west sidewalk of Squirrel Hill avenue at a point opposite Maynard street, thence northwardly along the west sidewalk of Squirrel Hill avenue to Fair Oaks street. Said sewer to be terra cotta pipe and 12 inches in diameter. Thence continuing northwardly across Fair Oaks street to the sewer on the north sidewalk of Fair Oaks street. Said sewer to be terra cotta pipe and 15 inches in diameter. With a branch sewer on the east sidewalk of Squirrel Hill avenue. Commencing on the east sidewalk of Squirrel Hill avenue at a point about 30 feet north of Maynard street, thence northwardly along the east sidewalk of Squirrel Hill avenue to a point about 30 feet south of Fair Oaks street, thence northwestwardly across Squirrel Hill avenue to the existing sewer on the west sidewalk of Squirrel Hill avenue at Fair Oaks street. Said branch sewer to be terra cotta pipe and 12 inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Eleven thousand (\$11,000.00) Dollars, which is the estimate of the whole cost as fur-

nished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1922.

Approved May 29, 1922.

Ordinance Book 33, Page 402.

No. 150

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making certain repairs and alterations to the Ellsworth Avenue Bridge over the Pennsylvania Railroad, the South Twelfth Street Bridge over Pennsylvania Railroad, the Larimer Avenue Bridge over Beechwood boulevard, and the South Tenth Street Bridge over the Monongahela river, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for making the following repairs or alterations, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City:*

Estimated
Cost

Ellsworth Avenue Bridge over Pennsylvania Railroad, Sidewalk and other repairs	\$ 2,500.00
South 12th Street Bridge over Pennsylvania Railroad, Minor Structural Repairs....	1,000.00

Larimer Avenue Bridge over
Beechwood boulevard, Al-
terations to Drainage Sys-
tem 2,000.00

South 10th Street Bridge
over Monongahela River,
General Structural Repairs 10,000.00

Total\$15,500.00

Section 2. That for the payment of the cost thereof, the respective sums set forth in Section 1 of this Ordinance, or so much thereof as may be necessary, amounting in the aggregate to Fifteen Thousand Five Hundred (\$15,500.00) Dollars, shall be and the same is hereby set aside and appropriated from Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said fund in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1922.

Approved May 29, 1922.

Ordinance Book 33, Page 403.

No. 151

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Portola avenue from Delaware street to Delaware street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Portola avenue, between Delaware street and Delaware street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Portola avenue, from Delaware street

to Delaware street be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Thirty-four Thousand (\$34,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1922.

Approved May 31, 1922.

Ordinance Book 33, Page 404.

No. 152

AN ORDINANCE — Widening East Ohio street in the 24th Ward of the City of Pittsburgh, between points 230.45 feet and 251.17 feet, along the northerly line of East Ohio street westwardly from Station 37+10.88 as described in Ordinance No. 303 widening East Ohio street, etc., approved October 2nd, 1919, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from the property benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* East Ohio street, in the 24th Ward of the City of Pittsburgh, between

points 230.45 feet and 251.17 feet; along the northerly line of East Ohio street, westwardly from Station 37+10.88 as described in Ordinance No. 303 Widening East Ohio street, etc., approved October 2nd, 1919, shall be and the same is hereby widened by taking for public use for highway purposes all the following described property bounded as follows, to-wit:

Beginning at a point on the northerly line of East Ohio street as the said street was widened by the aforesaid Ordinance 230.45 feet (measured along the northerly line) westwardly from the point of tangent at Station 37+10.88 as described in said Ordinance; thence along the said northerly line of East Ohio street 20.72 feet to a point; thence deflecting to the right from the tangent to the curve (in the northerly line of East Ohio street at the last mentioned point) 94° 08' and in a northwesterly direction for a distance of 25.09 feet to a point; thence deflecting to the right 85° 04' 50" and in a northeasterly direction for a distance of 19.65 feet to a point; thence deflecting to the right 92° 28' 25" and in a southeasterly direction along the dividing line of properties now or late of Mary J. Klicker and Joseph and Mary Bunetta for a distance of 25.02 feet to the northerly line of East Ohio street at the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said East Ohio street, in the 24th Ward, between points 230.45 feet and 251.17 feet along the northerly line of East Ohio street westwardly from Station 37+10.88 as described in Ordinance No. 303, widening East Ohio street, etc., approved October 2nd, 1919, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1922.

Approved May 31, 1922.

Ordinance Book 33, Page 405.

No. 153

AN ORDINANCE—Appropriating and setting aside from the proceeds of Water Bonds, Series "A" 1919, the sum of Six Thousand Eighty-nine Dollars and Sixty-four Cents (\$6,089.64) for the payment of Miscellaneous Services, Supplies, Materials and Equipment, furnished to the Bureau of Water, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds received from the sale of Water Bonds, Series "A" 1919, the sum of Six Thousand Eighty-Nine Dollars and Sixty-Four Cents (\$6,089.64) for the purpose of paying for the supplies and materials, etc., furnished to the Bureau of Water, Department of Public Works, in the improvement of and extension of Water System, installation of meters, etc., in the prosecution of work contemplated in the Ordinance authorizing the sale of said Bonds.

Section 2. That said appropriation shall be known as No. 190-C Miscellaneous Services, Supplies, Materials and Equipment.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 29, 1922.

Approved June 2, 1922.

Ordinance Book 33, Page 406.

No. 154

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to take over and maintain as a permanent structure the bridge constructed across Saw Mill Run on the line of McKnight street.

Whereas, it has developed that the bridge constructed across Saw Mill Run on line of McKnight street for the accommodation of traffic obliged to detour during the construction of Woodville avenue is indispensable and very necessary to accommodate traffic on McKnight street, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to take over and maintain as a permanent structure the bridge constructed across Saw Mill Run on the line of McKnight street.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 29, 1922.

Approved June 2, 1922.

Ordinance Book 33, Page 407.

No. 155

AN ORDINANCE—Providing for the permanent improvement of Euclid avenue and St. Clair street by the Receivers of the Pittsburgh Railways Company within the railway area and waiving the necessity for temporary repairs as provided in an Ordinance No. 47 series 1921, approved February 25, 1921, and recorded in Ordinance Book 32, Page 170.

Whereas, an Ordinance entitled:

"An Ordinance—Authorizing and directing the Mayor of the City of Pittsburgh to make, execute and deliver in the name of, and for the City of Pittsburgh, a contract with the Highland Park Passenger Railway Company, Fort Pitt Traction Company, Consolidated Traction Company, Pittsburgh Railways Company, and C. A. Fagan, W. D. George and S. L. Tone, Receivers of the Pittsburgh Railways Company for the temporary abandonment of a street railway track on certain streets and avenues in the Eighth and Eleventh Wards of the City of Pittsburgh," being numbered 47, Series 1921 was duly approved February 25, 1921 and recorded in Ordinance Book, Vol. 32, Page 170, and

Whereas, pursuant to the provisions of said Ordinance, a contract was duly entered into between the City of Pittsburgh and the parties set forth in the said Ordinance, and

Whereas, Section 5 of the said Ordinance, provides as follows:

"Fifth—The Railway Companies shall not be required to reconstruct,

repave, maintain, keep clean or repair the aforesaid portion of said streets or avenues covered by this agreement, until such time as their railway tracks are relaid on these streets; except, however, that the railway companies shall promptly at the request of the City take up and remove their tracks and repave the space occupied by their tracks and one foot outside of the same with the paving material at present within the railway area, on said streets and avenues, and at such time as the City may replace the present pavement on the said streets, the said Railway Companies shall lay the foundation for and pave that portion of the street within the railway area with paving of the same class and character as that which may be laid by the City upon the balance of the street. All of the work of relaying the pavement shall be done under the inspection and approval of the Director of the Department of Public Works." And

Whereas, it is the desire of both the City and the Railways Company that a change shall be made with respect to the repair and replacement of the paving and foundation within the railway area so that the permanent paving and foundation may now be placed within the railway area, and the temporary repair may be dispensed with.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Railway Companies in the said Ordinance, and the parties to the said contract be and they are hereby authorized to construct a permanent pavement within the railway area, consisting of an eight inch concrete base with an asphaltic concrete surface, two and one-half inches in thickness, on Euclid avenue and St. Clair street, between Bryant street and Penn avenue, the plans for said work and the construction thereof to be done under the inspection and approval of the Director of the Department of Public Works, and thereupon, said Railway Companies shall be relieved of any further obligations under the provisions of Paragraph Fifth of the said Ordinance as hereinbefore set forth. The said pavement to be laid under a five year guarantee from the contractor, which guarantee shall be transferred and assigned to the City by the Railway Companies upon the completion of said work.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 29, 1922.

Approved June 2, 1922.

Ordinance Book 33, Page 408.

No. 156

AN ORDINANCE — Approving the Mayor and the Director of the Department of Charities to enter into a contract of lease with Joseph Kearns for a certain portion of the land for the erection of a building at Mayview, Pa., on property of the City of Pittsburgh, and fixing the terms and rentals thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Charities be and they are hereby authorized, in the name of the City of Pittsburgh, to enter into a contract of lease leasing and letting to Joseph Kearns, the following described portion of land for the erection of building, 20' x 30', at Mayview, Pa., on property of the City of Pittsburgh, Pennsylvania, more particularly described as follows:

All that certain parcel of ground situate at Mayview, Pa., on property of the City of Pittsburgh, located as follows, to-wit:

On south side of road facing old Male Asylum and the junction of road leading to Administration Building, in accordance with plan hereto attached.

Section 2. The said lease shall be for a term of five (5) years with option of renewal and shall provide for the payment of the City Treasurer of an annual rental of \$120.00, payable in equal quarterly installments during the whole term.

Section 3. Said lease shall give the lessee the right to erect a building on said premises which shall cost not less than \$1,500.00, and which shall be used exclusively by the lessee as a store for the sale of fruit, confectionery, tobacco and the like.

Section 4. Said lease shall provide for light, heat, and water, and that the plans and specifications for said building shall be submitted to and approved by the Director of the Department of Charities and shall be built in accordance with said plans and specifications. The material of said building to conform to the construction of the Male Hospital Building.

Section 5. Said lease shall provide that at the end of the term or at the termination of this lease, the building to be erected on said site shall become the property of the City of Pittsburgh.

Section 6. The said lease shall contain such other terms and provisions as the Mayor and the Director of Charities shall deem necessary to protect the interests of the City in the premises, and to carry out the intent and purposes of this leasing.

Section 7. The contract or lease shall be submitted to the Finance Committee of Council for approval before execution.

Section 8. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 29, 1922.

Approved June 2, 1922.

Ordinance Book 33, Page 409.

No. 157

AN ORDINANCE—Providing for the letting of a contract or contracts for the replacing of the present pressed steel radiators with cast iron radiators in the Women's Pavilion, Men's Pavilion, Administration Building, and the Passageways, in the Tuberculosis Hospital, Leech Farm, Pittsburgh, Pa., and authorizing the setting aside of Thirty-one hundred fifty-two and fifty-eight one hundredth dollars (\$3,152.58) from Code Account 154, Hospital Bond Fund, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Health, of the City of Pittsburgh, shall be and are

hereby authorized to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the replacing of the present pressed steel radiators with cast iron radiators in the Women's Pavilion, Men's Pavilion, Administration Building, and the Passageways, in the Tuberculosis Hospital, Leech Farm, Pittsburgh, Pa., for a sum not to exceed Thirty-one hundred fifty-two and fifty-eight one hundredth dollars (\$3,152.58), in accordance with the Act of Assembly entitled "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the several supplements and amendments thereto and the Ordinances of Council in such cases made and provided.

Section 2. That the sum of Thirty-one hundred fifty-two and fifty-eight one hundredth dollars (\$3,152.58), or so much of same as may be necessary, shall be and is hereby set apart and appropriated from Code Account 154, Hospital Bond Fund, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 29, 1922.

Approved June 2, 1922.

Ordinance Book 33, Page 410.

No. 158

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on Bates street and private properties of the City of Pittsburgh and Edward Farrell, from Wilmot street to the existing sewer on the private property of Edward Farrell, southwest of Wilmot street, and authorizing the setting aside of the sum of \$3,200.00, from Code Account 157C-E, Repair Schedule, Division of Sewers, Bureau of Engineering, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a relief sewer on Bates street and private properties of the City of Pittsburgh and Edward Farrell, from Wilmot street to the existing sewer on the private property of Edward Farrell southwest of Wilmot street. Commencing on Bates street by intercepting the existing sewer crossing Bates street at Wilmot street, thence southwestwardly along Bates street to a point about 115 feet southwest of Wilmot street, thence northwestwardly across Bates street to the private property of the City of Pittsburgh, thence continuing northwestwardly on, over, across and through the private property of the City of Pittsburgh to the private property of Edward Farrell, at a point about 180 feet northwest of Bates street, thence southwestwardly on, over, across and through the private property of Edward Farrell to the existing sewer on the private property of Edward Farrell, southwest of Wilmot street. Said sewer to be terra cotta pipe and 20 inches in diameter, and to be constructed in accordance with Plan Accession No. D-3181, on file in the Bureau of Engineering, Department of Public Works. Said contract or contracts, to be entered into with the successful bidder or bidders for the performance of the work in accordance with the laws and Ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of Three thousand two hundred (\$3,200.00) dollars, or so much thereof as may be necessary shall be and is hereby set apart and appropriated from Code Account 157C-E, Repair Schedule, Division of Sewers, Bureau of Engineering, and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 29, 1922.

Approved June 2, 1922.

Ordinance Book 33, Page 411.

No. 159

AN ORDINANCE — Authorizing and directing the Grading and Paving of Wayland way, from Portola avenue to Portola avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Wayland way, between Portola avenue and Portola avenue, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading and Paving of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Wayland way, from Portola avenue to Portola avenue be graded and paved.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating, the same, for proposals for the grading and paving of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of ten thousand (\$10,000.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 29, 1922.

Approved June 2, 1922.

Ordinance Book 33, Page 412.

No. 160

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Winters Way, from a point about 230 feet northeast of Sewickley road to the existing sewer on Sewickley road and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* a public sewer be constructed on Winters way, from a point about 230 feet northeast of Sewickley road to the existing sewer on Sewickley road. Commencing on Winters way at a point about 230 feet northeast of Sewickley road, thence southwestwardly along Winters way to the existing sewer on Sewickley road. Said sewer to be terra cotta pipe and twelve (12") inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Eight Hundred (\$800.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 29, 1922.

Approved June 2, 1922.

Ordinance Book 33, Page 413.

No. 161

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway and re-establishing the grade of Rosemary street, from South Braddock avenue to Montrose street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the sidewalks and roadway and the grade of the center line of the roadway of Rosemary street, from Braddock avenue to Montrose street, be and the same are hereby fixed and re-established as follows, to-wit:

The northerly sidewalk shall be of a uniform width of 10 feet and shall lie along and parallel its respective street line.

The southerly sidewalk shall be of a uniform width of 4 feet and shall lie along and parallel its respective street line.

The roadway shall have a uniform width of 16 feet and shall occupy that portion of the street lying between the sidewalks as above described.

The grade of the center line of the roadway shall begin on the west curb line of South Braddock avenue at an elevation of 244.85 feet; thence rising at the rate of 4 feet per 100 feet for the distance of 300.04 feet to a point of curve to an elevation of 256.85 feet; thence by a convex parabolic curve for the distance of 80 feet to a point of tangent to an elevation of 256.14 feet; thence falling at the rate of 5.77 feet per 100 feet for the distance of 169.55 feet to the east curb line of Montrose street to an elevation of 246.36 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 29, 1922.

Approved June 2, 1922.

Ordinance Book 33, Page 414.

No. 162

AN ORDINANCE—Fixing the width and position of the roadway and sidewalks of Minsinger street, from Southern avenue to Boggs avenue, and

providing for the sloping and parking of portions of said street lying without the lines of the roadway and sidewalks.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the roadway and sidewalks of Minsinger street, from Southern avenue to Boggs avenue, shall be and the same are hereby fixed as follows, to-wit:

The roadway shall have a uniform width of 22 feet and shall occupy the central portion of the street, having a width of 11 feet on each side of the center line thereof.

The sidewalks shall each have a uniform width of 9 feet and shall lie along and be contiguous to the roadway as above described.

The remaining portion of the street lying without the lines of the roadway and sidewalks as above described shall be used for slopes, parking, etc.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 29, 1922.

Approved June 2, 1922.

Ordinance Book 33, Page 415.

No. 163

AN ORDINANCE—Re-establishing the grade of King avenue, from Hampton street to Avondale place.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the east curb line of King avenue, from Hampton street to Avondale place, be and the same is hereby re-established as follows, to-wit:

Beginning on the southerly curb line of Hampton street at an elevation of 212.26 feet (curb as set); thence falling at a rate of 1.96% for a distance of 508.77 feet to the northerly curb line of Wellesley avenue to an elevation of 202.29 feet; thence level for a distance of 30.00 feet to the southerly curb line of Wellesley avenue; thence by a convex parabolic curve for a distance of 20 feet to a

point of tangent to an elevation of 201.58 feet; thence falling at a rate of 7.14% for a distance of 100.46 feet to a point of curve to an elevation of 194.41 feet; thence by a concave parabolic curve for a distance of 80 feet to a point of tangent to an elevation of 191.69 feet; thence rising at a rate of 0.35% for a distance of 58.89 feet to the northerly curb line of Avondale place to an elevation of 191.90 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 29, 1922.

Approved June 2, 1922.

Ordinance Book 33, Page 416.

No. 164

AN ORDINANCE—Establishing the grade of Montrose street, from Rosemary street to Kensington street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the east curb of Montrose street from Rosemary street to Kensington street, be and the same is hereby established as follows, to-wit:

Beginning on the north curb of Rosemary street at an elevation of 246.36 feet; thence rising at the rate of 5 feet per 100 feet for the distance of 10 feet to the north line of Rosemary street to an elevation of 246.36 feet thence rising at the rate of 15.6 feet per 100 feet for the distance of 187 feet to the south line of Kensington street to an elevation of 276.03 feet; thence rising at the rate of 5 feet per 100 feet for the distance of 9 feet to the south curb of Kensington street to an elevation of 276.48 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 29, 1922.

Approved June 2, 1922.

Ordinance Book 33, Page 416.

No. 165

AN ORDINANCE—Re-establishing the grade of Wandless street, from Wylie avenue to Breen street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the westerly curb line of Wandless street, from Wylie avenue to Breen street, shall be and the same is hereby re-established as follows, to-wit:

Beginning at the southerly curb line of Wylie avenue at an elevation of 387.21 feet; thence falling at the rate of 5% for a distance of 12.02 feet to the southerly line of Wylie avenue to an elevation of 386.61 feet; thence falling at the rate of 9.465% for a distance of 219.73 feet to a point of curve to an elevation of 365.81 feet; thence by a convex parabolic curve for a distance of 100 feet to a point of tangent to an elevation of 355.08 feet; thence falling at the rate of 12% for a distance of 51.24 feet to the northerly line of Breen street to an elevation of 348.93 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 29, 1922.

Approved June 2, 1922.

Ordinance Book 33, Page 417.

No. 166

AN ORDINANCE—Re-establishing the grade of Progress street, from Chestnut street to a point 498.10 feet east of the East Curb line of Heinz street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the southerly curb line of Progress street, from Chestnut street to a point 498.10 feet east of the East curb line of Heinz street, be and the same is hereby re-established as follows, to-wit:

Beginning on the easterly curb line of Chestnut street at an elevation of 43.22 feet; thence falling at a rate of 2.036% for a distance of 487.14 feet to the westerly curb line of Heinz street to an elevation of 33.30 feet; thence level for a distance of 24.03 feet to the easterly curb line of Heinz street; thence falling at a rate of 0.645% for a distance of 498.10 feet to a point to an elevation of 30.09 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1922.

Pittsburgh, June, 5, 1922.

I do hereby certify that the foregoing ordinance, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval, on May 23, 1922, and that the Mayor failed to approve or disapprove the same, or return the same to Council within ten (10) days from said date, whereupon the same became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN,
Clerk of Council.

Ordinance Book 33, Page 417.

No. 167

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Gallion avenue, from Pioneer avenue to the southerly line of Wedgemere street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Gallion avenue, between Pioneer avenue and the southerly line of Wedgemere street have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Gallion avenue, from Pioneer avenue to the southerly line of Wedgemere street be graded, paved and curbed

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and reg-

ulating the same, for proposals for the grading, paving and curbing of said street between said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Thirteen Thousand (\$13,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 22, 1922.

Pittsburgh, June 5, 1922.

I do hereby certify that the foregoing ordinance, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval, on May 23, 1922, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon the same became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN,
Clerk of Council.

Ordinance Book 33, Page 418.

No. 168

AN ORDINANCE — Establishing the grade of Iola way, from Tesla street 944.35 feet eastwardly to a property line.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the southerly line of Iola way, from Tesla street 944.35 feet eastwardly to a property line, be and the same is hereby established as follows, to-wit:

Beginning on the easterly curb line of Tesla street at an elevation of 342.37 feet; thence rising at the rate of 4.55 feet per 100 feet for the distance of 36.87 feet to a point of curve to an elevation of 344.05 feet; thence by a concave parabolic curve for the distance of 80.00 feet to a point of tangent to an elevation of 350.87 feet; thence rising at the rate of 12.50 per 100 feet for the distance of 439.01 feet to a point of curve to an elevation of 405.75 feet; thence by a convex parabolic curve for the distance of 200 feet to a point of tangent to an elevation of 405.75 feet; thence falling at the rate of 12.50 feet per 100 feet for the distance of 44.31 feet to the westerly line of Frank street to an elevation of 400.21 feet; thence falling at the rate of 6.00 feet per 100 feet for the distance of 10.02 feet to the westerly curb line of Frank street to an elevation of 399.61 feet; thence level for a distance of 40.07 feet to the easterly line of Frank street; thence falling at the rate of 8.98 feet per 100 feet for the distance of 105.06 feet to a point to an elevation of 390.18 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 5, 1922.

Approved June 12, 1922.

Ordinance Book 33, Page 419.

No. 169

AN ORDINANCE—Re-establishing the grade of Murdoch street, from Bartlett street to Covode street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the east curb line of Murdoch street, from Bartlett street to Covode street, be and the same is hereby re-established as follows, to-wit:*

Beginning at the south curb line of Bartlett street at a point of curve at an elevation of 335.81 feet (curb as set); thence by the arc of a concave parabolic curve for the distance of 56.64 feet to a point of tangent at an elevation of 338.35 feet; thence rising at the rate of 8.97 feet per 100

feet for a distance of 478.76 feet to the north line of Beacon street at an elevation of 381.29 feet; thence rising at the rate of 4.00 feet per 100 feet for a distance of 20.20 feet to the north curb line of Beacon street at an elevation of 382.10 feet (curb as set); thence for a distance of 60.60 feet to the south curb line of Beacon street at a point of curve at an elevation of 381.70 feet (curb as set); thence by the arc of a concave parabolic curve for the distance of 59.12 feet to a point of tangent at an elevation of 382.97 feet; thence rising at the rate of 5.75 feet per 100 feet for a distance of 149.54 feet to a point of curve at an elevation of 391.58 feet; thence by the arc of a convex parabolic curve for a distance of 150 feet to a point of tangent at an elevation of 391.76 feet; thence falling at the rate of 5.50 feet per 100 feet for a distance of 124.84 feet to the north curb line of Hobart street at an elevation of 384.90 feet (curb as set); thence for a distance of 36.27 feet to the south curb line of Hobart street at an elevation of 384.30 feet (curb as set); thence falling at the rate of 5 feet per 100 feet for a distance of 44.33 feet to a point of curve at an elevation of 382.08 feet; thence by the arc of a convex parabolic curve for a distance of 100 feet to a point of tangent at an elevation of 374.08 feet; thence falling at the rate of 11 feet per 100 feet for a distance of 118.92 feet to the north line of Covode street at an elevation of 361.00 feet; thence falling at the rate of 5 feet per 100 feet for a distance of 10.10 feet to the North curb line of Covode street at an elevation of 360.50 feet

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 5, 1922

Approved June 12, 1922.

Ordinance Book 33, Page 420.

No. 170

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Charities of the City of Pittsburgh to advertise for and award to the lowest responsible bidder or bidders a contract or contracts for

the repairing of the Boilers in the Power House at Mayview, Pa. and authorizing the setting of Forty-six Hundred (\$4,600.00) Dollars from Code Account 1328-S Special Repairs, Pittsburgh City Home and Hospital, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Charities of the City of Pittsburgh shall be and are hereby authorized to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the repairing of the Boilers in the Power House at Mayview, Pa., for a sum not to exceed Forty-Six Hundred (\$4,600.00) Dollars, in accordance with an act of Assembly entitled "An Act for the government of cities of the second class" approved the 7th day of March, A. D. 1901, and the several supplements and amendments thereto and the ordinances of Council in such cases made and provided.

Section 2. That the sum of Four Thousand Six Hundred (\$4,600.00) Dollars, or so much of same as may be necessary, shall be and is hereby set apart and appropriated from Code Account 1328-E special Repairs, Pittsburgh City Home and Hospital, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 5, 1922.

Approved June 12, 1922.

Ordinance Book 33, Page 421.

No. 171

AN ORDINANCE — Authorizing and directing the construction of house lateral sewer connections on Bellaire avenue, between Pioneer avenue and Wedgmere street, for properties not now provided for and providing that the costs, damages and expenses of the same be assessed

against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That house lateral sewer connections be constructed on Bellaire avenue, between Pioneer avenue and Wedgmere street, for properties not now provided for. The said house lateral sewer connections to extend from the main sewer on Bellaire avenue to a point one foot inside the curb lines, and to be terra cotta pipe and nine (9") inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of house lateral sewer connections as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Five Hundred (\$500) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 5, 1922.

Approved June 12, '922.

Ordinance Book 33, Page 422.

No. 172

AN ORDINANCE—Fixing the number of officers and employees of the Oliver Swimming Pool, Bureau of Recreation, Department of Public Works, City of Pittsburgh, and the rate of compensation thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That from and after the passage of this ordinance, the number of officers and employees of the Oliver Swimming Pool, Bureau of Recreation, Department of Public Works, City of Pittsburgh and the rate of compensation thereof shall be and the same are fixed and established as follows:*

OLIVER SWIMMING POOL

Swimming Director	\$1,800.00 per annum
Swimming Guard	1,260.00 per annum
Janitor	1,230.00 per annum
Caretaker	1,200.00 per annum
Laundryman	990.00 per annum
Matron	840.00 per annum
Swimming Guard	
Helper—310	
days	2.65 per day
Two Swimming	
Guards—50	
days each	3.85 each per day

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 5, 1922.

Approved June 12, 1922.

Ordinance Book 33, Page 423.

No. 173

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Bethel place from North Highland avenue to Collins street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Bethel place from North Highland avenue to Collins street be graded, paved and curbed.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Seven Thousand Two Hundred (\$7,200.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 5, 1922.

Approved June 13, 1922.

Ordinance Book 33, Page 423.

No. 174

AN ORDINANCE — giving to the Standard Talking Machine Co., owner of the building fronting on Penn avenue in the City of Pittsburgh, between Barbeau and Fancourt sts., and being Nos. 305, 307, and 309 on said street, the privilege of maintaining the rear of said building on Mulberry way where it is now situated until such time as the rear of said building may be removed or destroyed or until such time as the said strip of ground may be needed for public purposes.

Whereas, it appears by a survey of a part of Penn avenue that the rear of the building numbered from 305 to 309 on said street extends over the line on Mulberry way from six and one eighth inches on corner nearest Barbeau street to seven and a quarter inches on corner nearest Fancourt street, and

Whereas, such condition has existed for a period of twenty-one years and in the judgment of Council such extension does not interfere with the use by the public of said way and the part of said way so occupied is not necessary for public use and in the section of the City in which said property is located there will not for a long period of time be any necessity for the use thereof by the public, and

Whereas, objection has been made to the merchant ability of the title to this property without some declaration by the City, and such objection is likely to make said property less freely alienable and it is of advantage to the City to have property within its limits freely alienable.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Standard Talking Machine Co. or any future owner of said property situated at said Nos. 305, 307 and 309 Penn avenue in the City of Pittsburgh is hereby given permission to maintain said rear wall on Mulberry way and its present position so long as it shall remain so located, and when it is removed or destroyed or when the strip of ground may be needed for public purposes, then the permission herein given shall cease and determine.*

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1922.

Approved June 14, 1922.

Ordinance Book 33, Page 424.

No. 175

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway and establishing the grade of Milligan street, from Lelia street to a property line 440.61 feet southwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same. That the width and position of the sidewalks and roadway and the grade of the westerly curb line of Milligan street, from Lelia street to a point 440.61 feet southwardly therefrom,*

shall be and the same are hereby fixed and established as follows, to-wit:

The following described westerly and easterly curb line is hereby established for locating the position of the sidewalks and roadway.

The westerly curb line shall begin at a point on the southerly curb line of Lelia street 5 feet eastwardly from the west line of Milligan street and shall run in a southerly direction and parallel thereto for the distance of 432.17 feet to a point of curve; thence deflecting in an easterly direction by an arc of a circle having a radius of 10.50 feet for the distance of 32.98 feet to a point of tangent on the east curb line of Milligan street, said point being 4.0 feet westwardly from the east line of Milligan street; thence in a northerly direction and preserving the distance of 4.0 feet for the distance of 436.51 feet to a point on the south curb line of Lelia street.

The roadway shall occupy that portion of the street between the above described westerly and easterly curb lines and shall have a uniform width of 21.00 feet.

The westerly sidewalk shall have a uniform width of 5.0 feet and shall lie along and parallel the above described westerly curb line.

The easterly sidewalk shall have a uniform width of 4.0 feet and shall lie along and parallel the above described easterly curb line.

Section 2. The grade of the westerly curb line shall begin at the southerly curb line of Lelia street at an elevation of 386.80 feet; thence by a convex parabolic curve for the distance of 50.00 feet to a point of tangent to an elevation of 387.64 feet; thence falling at the rate of 1.783% for a distance of 16.06 feet to a point of curve to an elevation of 387.36 feet; thence by a convex parabolic curve for a distance of 60.00 feet to a point of tangent to an elevation of 385.32 feet; thence falling at the rate of 5% for a distance of 122.32 feet to a point of curve to an elevation of 379.21 feet; thence by a convex parabolic curve for a distance of 100.00 feet to a point of tangent to an elevation of 370.21 feet; thence falling at the rate of 18% for a distance of 77.79 feet to a point of curve to an elevation of 360.10 feet; thence by a concave parabolic curve for a distance of 12.0 feet to a point of compound curve to an elevation of 359.20 feet; thence by a concave parabolic curve for a distance of 20.98 feet to a point of compound curve to an elevation of

359.20 feet; thence by a concave parabolic curve for the distance of 12.0 feet to a point of tangent on the east curb line of Milligan street to an elevation of 360.10 feet.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1922.

Approved June 14, 1922.

Ordinance Book 33, Page 425.

No. 176

AN ORDINANCE—Granting unto the Allegheny County Medical Society permission to erect in Schenley Park a memorial to its members who served in the World War.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Allegheny County Medical Society is hereby granted permission to erect in Schenley Park, a fitting memorial to the members of the said society who served in the World War.

Section 2. That the said memorial shall be erected in the said Schenley Park at a location which shall be approved by the Mayor, the Director of Public Works, and the Art Commission.

Section 3. That the design and specifications of said memorial shall be submitted to and approved by the Mayor and the Art Commission of the City of Pittsburgh.

Section 4. That following said approval, the Allegheny County Medical Society shall cause the said memorial to be erected in strict accordance with said design and specifications, and at the location assigned.

Section 5. That upon completion and dedication, the said memorial shall become the property of the City of Pittsburgh.

Section 6. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1922.

Approved June 14, 1922.

Ordinance Book 33, Page 426.

No. 177

AN ORDINANCE—Authorizing and the Director of the Department of Public Works to place the asphaltic surface on Viaduct No. 1 Viaduct No. 2, and the ramp leading to Viaduct No. 1, of the Boulevard of the Allies, by the Asphalt Plant of the Bureau of Highways and Sewers, and appropriating and setting aside the aggregate sum of \$15,120.00 from "Boulevard of the Allies Improvement Bonds," Bond Fund Appropriation No. 207, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Director of the Department of Public Works be and he is hereby authorized and directed to place the asphaltic surface on Viaduct No. 1, Viaduct No. 2, and the ramp leading to Viaduct No. 1 of the Boulevard of the Allies, by the Asphalt Plant of the Bureau of Highways and Sewers at an aggregate cost not to exceed \$15,120.00.

Section 2. That for the payment of the cost thereof the following sums, amounting in the aggregate to \$15,120.00 or so much thereof as may be necessary shall be and the same are hereby appropriated and set apart from "Boulevard of the Allies Improvement Bonds," Bond Fund Appropriation No. 207, to the respective Code Accounts of the Asphalt Plant, Bureau of Highways and Sewers, set forth, to-wit:

\$ 3,500.00 to Code Account No. 1653-A,
Wages, Temporary Employees.

2,000.00 to Code Account No. 1655-C,
Supplies.

9,620.00 to Code Account No. 1656-D,
Materials.

\$15,120.00—Total.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12 1922.

Approved June 14, 1922.

Ordinance Book 33, Page 427.

No. 178

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts, for the grading, curbing, paving and repaving of the Boulevard of the Allies, from a point 85 feet East of Pride Street to a point 108 ft. West of Gist Street, and authorizing the setting aside of the aggregate sum of Twenty-eight Thousand (\$28,000.00) Dollars from the proceeds derived from the sale of Street Improvement Bonds, 1919, Bond Fund Appropriation No. 194, and Boulevard of the Allies Improvement Bonds, Bond Fund Appropriation No. 207, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, and to award a contract or contracts to the lowest responsible bidder or bidders for the grading, curbing, paving and repaving of the Boulevard of the Allies, from a point 85 feet East of Pride Street to a point 108 ft. West of Gist Street, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof, the respective sums set forth amounting in the aggregate Twenty-eight Thousand (\$28,000.00) Dollars, or so much thereof as may be necessary, shall be and the same are hereby set apart and appropriated from the proceeds derived from the sale of the following bonds, to-wit:

Sixteen Thousand (\$16,000.00) Dollars, from Street Improvement Bonds, 1919, Bond Fund Appropriation No. 194, and

Twelve Thousand (\$12,000.00) Dollars, from Boulevard of the Allies Improvement Bonds, Bond Fund Appropriation No. 207, and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrant drawn on said funds for the payment of the cost of, said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1922.

Approved June 14, 1922.

Ordinance Book 33, Page 428.

No. 179

AN ORDINANCE—Appropriating and setting aside from the proceeds of Boulevard of the Allies Bonds, 1919, Bond Fund Appropriation No. 207, an additional sum of Ten Thousand (\$10,000.00) Dollars, for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials and Miscellaneous Services in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds received from the sale of Boulevard of Allies Bonds, 1919, Bond Fund Appropriation No. 207, an additional sum of Ten Thousand (\$10,000.00) Dollars, for the purpose of paying the engineering expenses, including salaries, wages, supplies, materials and miscellaneous services required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as "No. 207-A", Engineering Expenses, Salaries, Wages, Supplies, Materials, and Miscellaneous Service.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1922.

Approved June 14, 1922.

Ordinance Book 33, Page 429.

No. 180

AN ORDINANCE—Appropriating and setting aside from Boulevard of the Allies Improvement Bonds, Bond Fund Appropriation No. 207, an additional sum of Seventy Thousand (\$70,000.00) Dollars, for the payment of the cost of completing the grading, regrading, paving, repaving, curbing, recurbing, the construction of approaches and viaducts thereon, and otherwise improving the Boulevard of the Allies, from Grant street to Gist street, and from a point 346.96 feet East of Seneca street to Craft avenue, and the grading, regrading, paving, repaving, curbing, recurbing, and otherwise improving of the streets and avenue affected thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby set apart and appropriated from Boulevard of the Allies Improvement Bonds, Bond Fund Appropriation No. 207, an additional sum of Seventy Thousand (\$70,000.00) Dollars for the payment of the cost of completing the grading, regrading, paving, repaving, curbing, recurbing, the construction of approaches and viaducts thereon, and otherwise improving the Boulevard of the Allies, from Grant street to Gist street, and from a point 346.96 ft. East of Seneca street to Craft avenue, and the grading, regrading, paving, repaving, curbing, recurbing, and otherwise improving of the streets and avenue affected thereby, and the Mayor and the Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of completing said work.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1922.

Approved June 14, 1922.

Ordinance Book 33, Page 429.

No. 181

AN ORDINANCE — Widening Broad street in the 11th Ward of the City of Pittsburgh, at its intersection

with Frankstown avenue, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Broad street in the 11th Ward of the City of Pittsburgh, at its intersection with Frankstown avenue, be widened to a variable width by taking for public use for highway purposes the following described property, to-wit:

Beginning on the southerly line of Broad street as widened by Ordinance No. 98 approved March 23rd, 1920, and recorded in Ordinance Book Volume 31, Page 261, and the northerly line of Frankstown avenue as now opened; thence in a westerly direction along the northerly line of Frankstown avenue for the distance of 20.22 feet to the easterly property line now or late of Frederick A. Ensign; thence deflecting to the right 90° in a northerly direction along the easterly property line now or late of Frederick A. Ensign for the distance of 12.11 feet to the southerly line of Broad street as widened; thence deflecting to the right 120° 54' in an easterly direction along said southerly line of Broad street for the distance of 23.57 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Broad street in the 11th Ward, at its intersection with Frankstown avenue, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The cost, damages and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 5, 1922.

Approved June 14, 1922.

Ordinance Book 33, Page 430.

No. 182

AN ORDINANCE — Fixing the number of officers and employees of the Bureau of Recreation, Department of Public Works, City of Pittsburgh, and the rate of compensation thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That from and after the passage of this ordinance, the number of officers and employees of the Bureau of Recreation, Department of Public Works, City of Pittsburgh and the rate of compensation thereof shall be and the same are fixed and established as herein set forth.*

Section 2.

Department of Public Works- Bureau of Recreation

Superintendent	\$3,600.00 per annum
Assistant Superintendent	2,500.00 per annum
Chief Clerk	1,800.00 per annum
Steno.-Clerk	1,380.00 per annum
Stenographer	1,080.00 per annum
General Supervisor (Male) 10 mos.....	2,250.00 per annum
General Supervisor (Female) 10 mos.....	2,250.00 per annum

Section 3.

Carpenter, not to exceed	C. U. W.
Laborers	3.20 each per day

Section 4.

WASHINGTON RECREATION CENTER

Playground Supervisor	1,980.00 per annum
Physical Training and Recreation Leader (Male) 10 mos.	1,350.00 per annum
Physical Training and Recreation Leader (Female) 10 mos.	1,350.00 per annum
Accompanist 10 mos.	1,100.00 per annum
Recreation Assistant (Female) 10 mos.	1,200.00 per annum
Caretaker	1,080.00 per annum
Matron	840.00 per annum

Section 5.

ORMSBY RECREATION CENTER

Playground Supervisor	\$1,980.00 per annum
Physical Training and Recreation Leader (Male) 10 mos.	1,350.00 per annum
Physical Training and Recreation Leader (Female) 10 mos.	1,350.00 per annum
Accompanist, 10 mos.	1,100.00 per annum
Recreation Assistant (Female), 10 mos.	1,200.00 per annum
Recreation Assistant (Female) 10 mos.	1,200.00 per annum
Recreation Assistant Male-Itinerant, 10 mos.	1,200.00 per annum (Also serves at South Side Market)
Caretaker	1,080.00 per annum
Matron	840.00 per annum

Section 6.

LAWRENCE RECREATION CENTER

Playground Supervisor	1,980.00 per annum
Physical Training and Recreation Leader (Male) 10 mos.	1,350.00 per annum
Physical Training and Recreation Leader (Female) 10 mos.	1,350.00 per annum
Accompanist, 10 mos.	1,100.00 per annum
Recreation Assistant (Female) 10 mos.	1,200.00 per annum
Caretaker	1,080.00 per annum
Matron	840.00 per annum

Section 7

WARRINGTON RECREATION CENTER

Playground Supervisor	\$1,980.00 per annum
Physical Training and Recreation Leader (Male) 10 mos.	1,350.00 per annum
Physical Training and Recreation Leader (Female) 10 mos.	1,350.00 per annum
Accompanist, 10 mos.	1,100.00 per annum

Recreation Assistant (Female)
10 mos. 1,200.00 per annum
Caretaker (with house) 900.00 per annum
Matron 840.00 per annum

Section 8.

WEST PENN RECREATION CENTER

Physical Training and Recreation Leader (Male)
10 mos. \$1,350.00 per annum

Physical Training and Recreation Leader (Female)
10 mos. 1,350.00 per annum

Accompanist, 10 mos. 1,100.00 per annum

Recreation Assistant (Female)
10 mos. 1,200.00 per annum

Recreation Assistant Male-Itinerant, 10 mos. 1,200.00 per annum
(Also serves at Lawrence Recreation Center)

Caretaker (with house) 900.00 per annum

Matron 840.00 per annum

Section 9.

SOUTH SIDE RECREATION CENTER

Physical Training and Recreation Leader (Male)
10 mos. \$1,350.00 per annum

Physical Training and Recreation Leader (Female)
10 mos. 1,350.00 per annum

Accompanist, 10 mos. 1,100.00 per annum

Recreation Assistant (Female)
10 mos. 1,200.00 per annum

Caretaker 1,080.00 per annum

Section 10.

LEWIS RECREATION CENTER

Physical Training and Recreation Leader (Male)
10 mos. 1,350.00 per annum

Physical Training and Recreation Leader (Female)
10 mos. 1,350.00 per annum

Accompanist, 10 mos. 1,100.00 per annum

Recreation Assistant (Female)
10 mos. 1,200.00 per annum
Caretaker 1,080.00 per annum
Matron 840.00 per annum

Section 11.

BRUSHTON-SCHENLEY-HOMEWOOD POOLS

Caretaker (with house) 960.00 per annum

Section 12.

BRUSHTON POOL

Two Swimming Guards, 100 days 3.35 each per day

Section 13.

ORMSBY POOL

Swimming Guard, 50 days \$ 3.85 per day

Two Swimming Guards, 100 days 3.35 each per day

Section 14.

LAWRENCE POOL

Swimming Guard, 50 days 3.85 per day

Two Swimming Guards, 100 days 3.35 each per day

Section 15.

SHERADEN POOL

Swimming Guard, 50 days 3.85 per day

Swimming Guard, 50 days 3.35 per day

Section 16.

SCHENLEY POOL

Swimming Guard, 50 days 3.85 per day

Swimming Guard, 50 days 3.35 per day

Swimming Guard Helper, 50 days.... 2.60 per day

Section 17.

SUMMER PLAYGROUNDS

Ten Recreation Leaders (Male)
500 days..... 3.85 each per day

Ten Recreation Leaders (Female)
500 days 3.85 each per day

Ten Recreation Assistants (Female) 500 days.... 3.50 each per day

Section 18. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 12, 1922

Approved June 15, 1922.

Ordinance Book 33, Page 431.

No. 183

AN ORDINANCE—Re-establishing the grade of Binler street, from Broad street to the southerly property line of D. and J. N. Berlin's Plan of Lots.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the east curb line of Binler street, from Broad street to the southerly property line of D. and J. N. Berlin's Plan of Lots, be and the same is hereby re-established as follows, to-wit:

Beginning on the south curb line of Broad street at an elevation of 214.97 feet; thence falling at the rate of 2 feet per 100 feet for the distance of 57.95 feet to a point of curve to an elevation of 213.81 feet; thence by a concave parabolic curve for the distance of 15 feet to the southerly property line of D. and J. N. Berlin's Plan of Lots to an elevation of 213.62 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 19, 1922.

Approved June 22, 1922.

Ordinance Book 33, Page 434.

No. 184

AN ORDINANCE—Establishing the grade of Fairdale street, from Jean street to Chartiers avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the north curb line of Fairdale street, from Jean street to

Chartiers avenue, be and the same is hereby established as follows, to-wit:

Beginning at a point opposite the west curb line of Jean street at an elevation of 215.99 feet; thence rising at the rate of 4.88 feet per 100 feet for the distance of 211.25 feet to a point of curve to an elevation of 226.30 feet; thence by a convex parabolic curve for the distance of 50 feet to a point of tangent to an elevation of 227.77 feet; thence rising at the rate of 1 foot per 100 feet for the distance of 16.75 feet to the east curb line of Allendale street to an elevation of 227.94 feet (curb as set); thence falling to the west curb line of Allendale street to an elevation of 227.80 feet (curb as set); thence rising at the rate of 5 feet per 100 feet for the distance of 9.01 feet to the west line of Allendale street to an elevation of 228.25 feet; thence rising at the rate of 7 feet per 100 feet for the distance of 116.92 feet to a point of curve to an elevation of 236.43 feet; thence by a convex parabolic curve for the distance of 100 feet to a point of tangent to an elevation of 238.43 feet; thence falling at the rate of 3 feet per 100 feet for the distance of 89.10 feet to the east curb line of Universal street to an elevation of 235.76 feet (curb as set); thence falling to the west curb line of Universal street to an elevation of 235.71 feet (curb as set); thence falling at the rate of 5 feet per 100 feet for the distance of 6.01 feet to the west line of Universal street to an elevation of 235.41 feet; thence falling at the rate of 6.5 feet per 100 feet for the distance of 105.00 feet to a point of curve to an elevation of 228.59 feet; thence by a concave parabolic curve for the distance of 100 feet to a point of tangent to an elevation of 227.34 feet; thence rising at the rate of 4 feet per 100 feet for the distance of 53.16 feet to a point of curve to an elevation of 229.46 feet; thence by a convex parabolic curve for the distance of 49 feet to a point of tangent to an elevation of 230.46 feet; thence rising at the rate of 1 foot per 100 feet for the distance of 7.85 feet to the east curb line of Huxley street to an elevation of 230.54 feet (curb as set); thence rising to the west curb line of Huxley street to an elevation of 230.70 feet (curb as set); thence rising at the rate of 5 feet per 100 feet for the distance of 6.01 feet to the west line of Huxley street to an elevation of 231.00 feet; thence rising at the rate of 10.38 feet per 100 feet for the distance of 300 feet to the

east line of Allendorf street, to an elevation of 262.14 feet; thence rising at the rate of 5 feet per 100 feet for the distance of 6.01 feet to the east curb line of Allendorf street to an elevation of 262.44 feet; thence falling at the rate of 0.48 feet per 100 feet for the distance of 39.84 feet to the west curb line of Chartiers avenue to an elevation of 262.25 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 19, 1922.

Approved June 22, 1922.

Ordinance Book 33, Page 434.

No. 185

AN ORDINANCE — Establishing the grade of Ketter way, from Stonelea street to Wyona way.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the West line of Ketter way, from Stonelea street to Wyona way, be and the same is hereby established as follows, to-wit:*

Beginning on the South curb line of Stonelea street at an elevation of 200.02 feet; thence rising at a rate of 1% for a distance of 66.98 feet to a point of curve to an elevation of 200.69 feet; thence by a concave parabolic curve for a distance of 100 feet to a point of tangent to an elevation of 207.07 feet; thence rising at a rate of 11.75% for a distance of 283.02 feet to the northerly line of Wyona way to an elevation of 240.32 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 19, 1922.

Approved June 22, 1922.

Ordinance Book 33, Page 435.

No. 186

AN ORDINANCE — Establishing the grade of Stonelea street, from Hiawatha street to Oswego street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the South curb line of Stonelea street, from Hiawatha street to Oswego street, be and the same is hereby established, as follows, to-wit:*

Beginning on the westerly curb line of Hiawatha street at an elevation of 199.15 feet; thence falling at a rate of 2.09% for a distance of 300 feet to the easterly curb line of Oswego street to an elevation of 192.88 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 19, 1922.

Approved June 22, 1922.

Ordinance Book 33, Page 436.

No. 187

AN ORDINANCE — Establishing the grade of Bonaventure way, from Wilksboro avenue to Chellis street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the South line of Bonaventure way, from Wilksboro avenue to Chellis street, be and the same is hereby established as follows, to-wit:*

Beginning on the easterly curb line of Wilksboro avenue, at an elevation of 198.06 feet; thence rising at a rate of 1% for a distance of 237.33 feet to a point of curve to an elevation of 200.43 feet; thence by a convex parabolic curve for a distance of 40 feet to a point of tangent to an elevation of 200.43 feet; thence falling at a rate of 1% for a distance of 19.33 feet to a point of curve to an elevation of 200.24 feet; thence by a convex parabolic curve for a distance of 61.10 feet to the westerly curb line of Chellis street to an elevation of 198.07 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 19, 1922.

Approved June 22, 1922.

Ordinance Book 33, Page 436.

No. 188

AN ORDINANCE — Designating Bletcher way as the name of an unnamed 20 foot way, in the 27th Ward of the City of Pittsburgh, from Hiawatha street to the Easterly line of the Burwood Place Plan of Lots, as shown in the said Plan of Lots and establishing the grade thereof, from Hiawatha street to Elmhurst street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the name of an unnamed 20 foot way in the 27th Ward of the City of Pittsburgh, from Hiawatha street to the easterly line of the Burwood Place Plan of Lots in the said plan of lots, which is recorded in the Recorder's Office of Allegheny County in Plan Book, Volume 18, Page 147, shall be and the same is hereby designated as "Bletcher way" and the grade of the northerly line, from Hiawatha street to Elmhurst avenue, be and the same is hereby established as follows, to-wit:

Beginning on the easterly curb line of Hiawatha street at an elevation of 244.71 feet; thence by a convex parabolic curve for a distance of 20 feet to a point of tangent to an elevation of 243.51 feet; thence falling at a rate of 12% for a distance of 90 feet to the westerly line of an unnamed 20 foot way to an elevation of 232.71 ft; thence falling at a rate of 5% for a distance of 20 feet to the easterly line of said unnamed 20 foot way to an elevation of 231.71 feet; thence falling at a rate of 11.18% for a distance of 70 feet to a point of curve to an elevation of 223.88 feet; thence by a concave parabolic curve for a distance of 40 feet to the westerly curb line of Elmhurst avenue to an elevation of 221.53 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 19, 1922.

Approved June 22, 1922.

Ordinance Book 33, Page 437.

No. 189

AN ORDINANCE—Fixing the width and position of the northerly sidewalk of the Boulevard of the Allies, from Gist street to Van Braam street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the northerly sidewalk of the Boulevard of the Allies, from Gist street to Van Braam street, be and the same is hereby fixed as follows, to-wit:

The following described northerly curb line shall be used as a basis for fixing the width and position of the northerly sidewalk, and shall begin at Gist street; thence extending in a westerly direction parallel to and at a perpendicular distance of 8.0 feet south of the northerly line of the Boulevard of the Allies to a point of curve 120.0 feet west of the westerly line of Miltenberger street produced; thence deflecting to the left by the arc of a circle with a radius of 3549.0 feet and a central angle of $1^{\circ} 36' 52''$ for a distance of 100.00 feet to a point of tangent; thence by the tangent to said curve and in a westerly direction for a distance of 91.98 feet to a point on the easterly curb line of Van Braam street and at a perpendicular distance of 12.0 feet southwardly from the northerly line of the Boulevard of the Allies produced; and the northerly sidewalk shall be of a variable width and shall occupy the portion of the street lying between the northerly line of the street and the above described northerly curb line.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 19, 1922.

Approved June 22, 1922.

Ordinance Book 33, Page 438.

No. 190

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway of Wilksboro avenue, from California avenue to Bonaventure way,

providing for the sloping and parking of the portion of said street lying without the lines of the sidewalks and roadway, and re-establishing the grade thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the sidewalks and roadway of Wilksboro avenue, from California avenue to Bonaventure way, and the grade of the east curb line thereof, shall be and the same are hereby fixed and re-established as follows, to-wit:

The roadway shall have a uniform width of 22 feet and shall occupy the central portion of the street, having a width of 11 feet on each side of the center line thereof.

The sidewalks shall each have a uniform width of 8 feet and shall lie along and be contiguous to the roadway as above described.

The remainder of the street lying without the sidewalks and roadway as above described shall be used for slopes, parking, etc.

The grade of the east curb line shall begin on the southerly curb line of California avenue at an elevation of 220.86 feet; thence falling at a rate of 5% for a distance of 8 feet to the southerly line of California avenue to an elevation of 220.46 feet; thence falling at a rate of 15% for a distance of 140 feet to the northerly line of Bonaventure way to an elevation of 199.46 feet; thence falling at a rate of 7% for a distance of 20 feet to the southerly line of Bonaventure way to an elevation of 198.06 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 19, 1922.

Approved June 22, 1922.

Ordinance Book 33, Page 438.

No. 191

AN ORDINANCE — Authorizing and directing the construction of a public sewer on private properties of Frank C. Murdoch, William B. Murdoch, Henry Turner, et al., from a

point on Fair Oaks street about 20 feet southwest of Inlet way, to the existing sewer on Beeler street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a Public Sewer be constructed on private properties of Frank C. Murdoch, William B. Murdoch, Henry Turner, et al., from a point on Fair Oaks street about 20 feet southwest of Inlet way, to the existing sewer on Beeler street. Commencing at the northwest sidewalk of Fair Oaks street at a point about 20 feet southwest of Inlet way, thence northwardly on, over, across and through the private property of Frank C. Murdoch and William B. Murdoch to the private property of Henry Turner et al, thence continuing northwardly on, over, across and through the private property of Henry Turner et al., to Beeler street, thence continuing northwardly across Beeler street to the existing sewer on Beeler street. Said sewer to be terra cotta pipe and 15 inches in diameter. Said sewer to be constructed in accordance with Plan Accession No. D-3203, on File in the Bureau of Engineering, Department of Public Works.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Fifteen Hundred (\$1,500.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefitted thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 19, 1922 .

Approved June 22, 1922.

Ordinance Book 33, Page 439.

No. 192

AN ORDINANCE — Appropriating and setting aside an additional sum of One Thousand (\$1,000.00 Dollars from Playground Improvement Bonds, Appropriation No. 201, for the payment of the cost of constructing a Grandstand for Homewood Playground.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That an additional sum of One Thousand (\$1,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Playground Improvement Bonds, Appropriation No. 201, for the payment of the cost of constructing a grandstand for Homewood Playground, and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 19, 1922.

Approved June 22, 1922.

Ordinance Book 33, Page 440.

No. 193

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a foot bridge over East Ohio street on line of McFadden street, including steps leading

from East Ohio street and McFadden street, and the construction of foundations for the portion of this foot bridge to be constructed by the Pennsylvania Railroad Company extending over its right of way, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a foot bridge over East Ohio street on line of McFadden street, including steps leading from East Ohio street and McFadden street, and the construction of foundations for the portion of this foot bridge to be constructed by the Pennsylvania Railroad Company extending over its right of way, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of Ten Thousand (\$10,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 42, Contingent Fund, and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 19, 1922.

Approved June 22, 1922.

Ordinance Book 33, Page 441.

No. 194

AN ORDINANCE — Amending lines 33 and 35, Department of Public Works, Division of Design of Ordinance No. 23, entitled "An Ordinance fixing the number of officers and

employees of the Bureau of Engineering, Department of Public Works, City of Pittsburgh, and the rate of compensation thereof," approved February 15, 1922.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That lines 33 and 35, Department of Public Works, Division of Design, of Ordinance No. 23, entitled "An Ordinance fixing the number of officers and employees of the Bureau of Engineering, Department of Public Works, City of Pittsburgh, and the rate of compensation thereof," approved February 15, 1922, be amended in the following manner:

Line 33 which reads

"Two Assistant Engineer Designers, \$2,850.00 each per annum," be amended to read

"Three Assistant Engineer Designers, \$2,850.00 each per annum," and Line 35 which reads

"Fifteen Engineering Draftsmen, \$1,800.00 each per annum" be amended to read

"Nineteen Engineering Draftsmen, \$1,800.00 each per annum."

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 5, 1922.

Approved July 8, 1922.

Ordinance Book 33, Page 442.

No. 195

AN ORDINANCE — Authorizing the transfer of the sum of \$74,000.00 from Bond Fund Appropriation No. 194-D, "Brownsville Avenue Improvement," to the General Fund, "Street Improvement Bonds," Bond Fund Appropriation No. 194.

WHEREAS, the contract for the improvement of Brownsville avenue has progressed to such an extent that it is now evident that a surplus in excess of the sum of \$74,000.00 will be remaining in the funds available for the cost of this improvement after the completion thereof; and,

WHEREAS, it is deemed advisable to make the said surplus available for other urgent street improvements, Now therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the City Controller be and he is hereby authorized and directed to transfer the sum of \$74,000.00 from Bond Fund Appropriation No. 194-D, "Brownsville Avenue Improvement," to the General Fund, "Street Improvement Bonds," Bond Fund No. 194.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 5, 1922.

Approved July 8, 1922.

Ordinance Book 33, Page 442.

No. 196

AN ORDINANCE—Appropriating and setting aside from the proceeds of "Sewer Bonds, 1922", Bond Fund No. 236, the sum of Ten Thousand Dollars (\$10,000.00), for the payment of Engineering Expense, including salaries, wages, supplies, equipment, materials and miscellaneous services entailed by the Bureau of Engineering, Department of Public Works, in prosecuting the improvements contemplated in issue of said bonds.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That there is hereby appropriated and set aside from the proceeds received from the sale of "Sewer Bonds, 1922", Bond Fund No. 236, the sum of Ten Thousand Dollars (\$10,000.00) for the purpose of paying Engineering Expenses, including salaries, wages, supplies, equipment, materials and miscellaneous services required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the improvements contemplated in the issue of said bonds.

Section 2. That the said appropriation shall be known as "Bond Fund Appropriation No. 236-A", Engineering Expenses, including Salaries, Wages, Supplies, Equipment, Materials and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 5, 1922.

Approved July 8, 1922.

Ordinance Book 33, Page 443.

No. 197

AN ORDINANCE — Appropriating and setting aside from the proceeds of the "Beechwood Boulevard Bridge Bonds" 1919, Bond Fund No. 212, the additional sum of Five Thousand (\$5,000.00) Dollars for the payment of engineering expenses, including salaries, wages, supplies, equipment, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That there is hereby appropriated and set aside from the proceeds received from the sale of "Beechwood Boulevard Bridge Bonds" 1919, Bond Fund No. 212, the additional sum of Five Thousand (\$5,000.00) Dollars for the purpose of paying engineering expenses, including salaries, wages, supplies, equipment, materials and miscellaneous services required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the Ordinance authorizing the sale of said bonds.*

Section 2. That the said Appropriation shall be known as "No. 212-B" Engineering Expenses, including Salaries, Wages, Supplies, Equipment, Materials and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 5, 1922.

Approved July 8, 1922.

Ordinance Book 33, Page 444.

No. 198

AN ORDINANCE — Appropriating and setting aside an additional sum of Seven Thousand (\$7,000.00) Dollars from Bond Fund Appropriation No. 215, "Negley Run Sewer Bonds" for the payment of the cost of certain additional work in connection with the construction of a relief sewer in the Negley Run Drainage Basin, for the Homewood and Brushton Districts, under the terms of contract No. 5464, Mayor's Office file No. 28, entered into March 17, 1921, with Christ Donatelli.

WHEREAS, in carrying out the construction of a relief sewer in the Negley Run Drainage Basin, for the Homewood and Brushton Districts, it is deemed advisable to extend the repaving of the trenches to the curb line, including the readjustment of portions of the existing curb, in order that a continuous bond may be obtained, thus insuring the strength and stability of the pavement, and also the placing of a concrete base on the roadway of Murtland street, between Fleury way and Kelly street, and

WHEREAS, it will be necessary to have this additional work done as extra work, as a part of contract No. 5464, Mayor's Office file No. 28, entered into March 17, 1921, with Christ Donatelli, for the construction of said relief sewer at an estimated cost of Seven Thousand (\$7,000.00) Dollars, and

WHEREAS, there is remaining in Bond Fund Appropriation No. 215 an unencumbered balance in excess of the aforesaid required additional sum, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That there is hereby set apart and appropriated from the proceeds of Bond Fund Appropriation No. 215, "Negley Run Sewer Bonds" an additional sum of Seven Thousand (\$7,000.00) Dollars for the payment of the cost of extending the pavement and adjusting portions of the curbing in connection with the construction of a relief sewer in the Negley Run Drainage Basin for the Homewood and Brushton Districts, under the terms of contract No. 5464, Mayor's Office File No. 28, entered into March 17, 1921, with Christ Donatelli, and the Mayor and the Controller are hereby authorized and directed*

to respectively issue and countersign warrants drawn on said funds for the payment of the cost of said additional work.

Section 2. That any ordinance or part of ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same effects this Ordinance.

Passed July 5, 1922.

Approved July 8, 1922.

Ordinance Book 33, Page 445.

No. 199

AN ORDINANCE — Vacating Hemp way, in the 22nd Ward of the City of Pittsburgh, from Whig way to its westerly terminus, as laid out in Alexander Semples' Plan of Lots and recorded in the Recorder's Office of Allegheny County in Deed Book, Volume 54, Page 197:

WHEREAS, it appears by the Petition and Affidavit on file in the office of the City Clerk that the owners of all the property fronting or abutting upon Hemp way, from Whig way to its westerly terminus as laid out in said Alexander Semples' Plan of Lots, have petitioned the Council of the City of Pittsburgh to enact an Ordinance for the vacation of the same, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Hemp way, from Whig way to its westerly terminus in the 22nd Ward of the City of Pittsburgh, shall be and the same is hereby vacated within the following described boundary lines, to-wit:

Beginning at the intersestion of the southwest corner of Hemp way (formerly Diamond alley) and Whig way, as laid out in Alexander Semples' Plan of Lots recorded in the Recorder's Office of Allegheny County in Deed Book, Volume 54, Page 197: thence extending westwardly along the southerly line of Hemp way for a distance of 68.5 feet to the westerly terminus of Hemp way: thence extending northwardly along the westerly terminus of Hemp way for a distance of 15 feet to the northerly line of Hemp way: thence extending eastwardly along the northerly line of Hemp way for a distance of 68.5 feet to the west-

arly line of Whig way; thence extending southwardly along the westerly line of Whig way for a distance of 15 feet to the place of beginning, containing 1028 square feet.

Section 2. This ordinance, however, shall not take effect or be of any force or validity whatsoever, unless the McCrory Stores Corporation, owners of the property abutting upon Hemp way, between Whig way and its westerly terminus, as laid out in Alexander Semples' Plan of Lots, shall within thirty (30) days after passage of this ordinance pay into the Treasury of the City of Pittsburgh the sum of Four Thousand (\$4,000.00) Dollars for the use of the City of Pittsburgh.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 5, 1922.

Approved July 8, 1922.

Ordinance Book 33, Page 446.

No. 200

AN ORDINANCE — Authorizing the proper officials of the City of Pittsburgh to enter into and execute an agreement with W. Frank Bingler, whereby the said W. Frank Bingler shall give license, privilege and right of way to lay and maintain a City water main extending through his land in the Fourteenth ward.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works of the City of Pittsburgh shall be and they are hereby authorized and directed to enter into and execute an agreement with W. Frank Bingler in the following form, to-wit:

By this contract, made the..... day of A. D. 1922, between W. Frank Bingler, herein designated as grantor, residing in the City of Pittsburgh, County of Allegheny, State of Pennsylvania, and the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, of the second part, herein designated as the City.

Said grantor hereby gives license, privilege and right of way to said City to enter, lay and maintain a City water main six (6) inches in diameter, in accordance with approved engineering practice, in a strip of ground situate in the Fourteenth Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, and lying within the confines of a lot plan of said grantor, being a sub-division of property of John Haller Estate known as "Beelermont Place," and described as follows:

Being a strip of ground thirty (30) feet in width, beginning at a pin in the southerly property line of Beeler street, and extending South 4° 15' East one hundred twenty-eight and six one-hundredths feet (128.06'), thence South 82° 45' West two hundred sixty-three and eighty-five one hundredths feet (263.85'), thence South 71° 24' West three hundred twenty-nine and eighty-six one hundredths feet (329.86') to a point in westerly boundary line of said lot plan; above described courses being the easterly and southerly boundary lines of such strip.

This license shall bind the heirs, or devisees, or other assigns of said grantor, so that it shall not be revocable, and the City shall hold said strip of ground forever for the purpose of entering in and upon the same and constructing and maintaining a water line, and for such other purposes incidental and necessary for the proper maintenance and repair and connections to said water main.

Said grantor further stipulates and agrees that he will not erect or permit to be erected on the strip of ground aforesaid, any structure of any kind that will, in any way, interfere with the proper construction, maintenance or repair of said water main.

The City stipulates and agrees that the strip of ground above described shall be used only for the purposes above mentioned.

Witness the hand and seal of the said grantor, and the corporate seal of the said City, duly affixed and attested by the signatures of the proper officers, the day and year above written; execution by said City being authorized by ordinance of Council of said City, approved the day of A. D., 1922.
Attest: (SEAL)

CITY OF PITTSBURGH

..... (SEAL)
Mayor.

Attest: (SEAL)
Director, Department of Public Works
Attest:

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 5, 1922.

Approved July 8, 1922.

Ordinance Book 33, Page 447.

No. 201

AN ORDINANCE—Authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with W. E. Hamnett, whereby the said W. E. Hamnett shall give license, privilege and right of way to lay and maintain a City water main extending through his land in the Fourteenth Ward.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the mayor and the Director of the Department of Public Works of the City of Pittsburgh shall be and they are hereby authorized and directed to enter into and execute an agreement with W. E. Hamnett in the following form, to wit:

By this contract, made the..... day of A. D., 1922, between W. E. Hamnett, herein designated as grantor, residing in the City of Pittsburgh, in the State of Pennsylvania, of the one part, and the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, of the second part, herein designated as the City.

Said grantor hereby gives license, privilege and right of way to said City to enter, lay and maintain a City water main six (6) inches in diameter, in accordance with approved engineering practice, in two (2) strips of ground situate in the Fourteenth Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, and lying within the confines of lot plans of said grantor

known as "Haw-Crest" and "Haw-Crest Addition," and described as follows:

(1st) Being a strip of ground twenty (20) feet in width, known as Gladstone road, beginning at a point in said Gladstone road three hundred twenty-five (325) feet, more or less, northeasterly from the northerly property line of Northumberland street, said point of beginning being a point described in a similar agreement between the parties hereto, dated December 23, 1921, and extending in a northwesterly direction two hundred fifty-four (254) feet, more or less; thence in a northeasterly direction two hundred thirty-nine (239) feet, more or less; thence in a southeasterly direction two hundred twenty (220) feet, more or less, to a point described in said agreements of December 23, 1921, one hundred seven (107) feet, more or less, southwesterly from the southerly property line of Forbes street:—all distances being measured along the center line of Gladstone road.

(2nd) Being a strip of ground ten (10) feet in width, beginning at a point in Gladstone road at the end of the second course described above and extending one hundred eighty-six (186) feet, more or less, in a northeasterly direction to Forbes street, measured along the center line of said strip.

This license shall bind the heirs, or devisees, or other assigns of said grantor, so that it shall not be revocable, and the City shall hold said strips of ground forever for the purpose of entering in and upon the same and constructing and maintaining a water line, and for such other purposes incidental and necessary for the proper maintenance and repair and connections to said water main.

Said grantor further stipulates and agrees that he will not erect or permit to be erected on the strips of ground aforesaid, any structure of any kind that will, in any way, interfere with the proper construction, maintenance or repair of said water main.

The City stipulates and agrees that the strips of ground above described shall be used only for the purposes above mentioned.

Witness the hand and seal of the said grantor, and the corporate seal of the said City, duly affixed and attested by the signatures of the proper officers, the day and year above writ-

ten; execution by said City being authorized by ordinance of Council of said City, approved the..... day of A. D. 1922.
(SEAL)

Attest:

CITY OF PITTSBURGH

..... (SEAL)

Mayor.

Attest:

..... (SEAL)

Director, Department of Public Works

Attest:

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 5, 1922.

Approved July 8, 1922.

Ordinance Book 33, Page 448.

No. 202

AN ORDINANCE — Establishing the grade of Four Mile Run road, from Saline street to Alexis street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the southerly curb line of Four Mile Run road, from Saline street to Alexis street, be and the same is hereby established as follows, to-wit:

Beginning on the northerly curb line of Saline street at an elevation of 57.95 feet; thence falling at the rate of 3.85% for a distance of 340.57 feet to a point of curve to an elevation of 44.84 feet, thence by a concave parabolic curve for a distance of 100 feet to a point of tangent to an elevation of 41.91 feet; thence falling at the rate of 2% for a distance of 94.15 feet to the easterly curb line of Boundary street to an elevation of 40.03 feet; thence falling to the westerly curb line of Boundary street to an elevation of 39.87 feet thence falling at the rate of 1.85% for a distance of 79.37 feet to a point of curve to an elevation of 38.40 feet; thence by a concave parabolic curve for a distance of 100 feet to a point of tangent to an elevation of 37.86 feet; thence rising at the rate of 0.75% for a distance of 37.86 feet; thence rising at the rate of

0.57% for a distance of 120.91 feet to the easterly curb line of Alexis to an elevation of 38.76 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 5, 1922.

Approved July 8, 1922.

Ordinance Book 33, Page 450.

No. 203

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway and establishing the grade of Alexis street, from Saline street to Four Mile Run road.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the sidewalks and roadway and the grade of the east curb line of Alexis street, from Saline street to Four Mile Run Road, be and the same are hereby fixed and established as follows, to-wit:

The easterly curb line shall be an extension of the present easterly curb line of the part of Alexis street south of Saline street.

The westerly curb line shall be parallel to and 22 feet westwardly from the easterly curb line.

The roadway shall have a uniform width of 22 feet and shall occupy that portion of the street lying between the above described curb lines.

The easterly and westerly sidewalks shall be of a variable width and shall occupy that portion of the street lying between the above described curb lines and their respective building lines.

The grade of the easterly curb line shall begin on the northerly curb line of Saline street at an elevation of 41.36 feet; thence by a concave parabolic curve for a distance of 60 feet to a point of tangent to an elevation of 40.21 feet, thence falling at a rate of 75% for a distance of 97.54 feet to a point of curve to an elevation of 39.48 feet; thence by a convex parabolic curve for a distance of 40 feet

to the southerly curb line of Four Mile Run Road to an elevation of 38.76 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 5, 1922.

Approved July 8, 1922.

Ordinance Book 33, Page 450.

No. 204

AN ORDINANCE—Authorizing the

Mayor and the Director of the Department of Public Works for and on behalf of the City of Pittsburgh to enter into a contract with the Pennsylvania Railroad Company for the purpose of abolishing existing grade crossings at Madison Avenue, Chestnut street and Heinz street, and the overhead grade crossing at Pindham street; the necessary changes in the grade of the existing streets; the relocation of North Canal street from Chestnut street westwardly, for the purpose of providing additional tracks for said Railroad Company; for the construction of necessary overhead structures; and all other changes incident thereto; and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works be and they are hereby authorized to make, execute and deliver in the name and on behalf of the City of Pittsburgh, a contract with the Pennsylvania Road Company, in the following language, to-wit:

ARTICLES OF AGREEMENT

This agreement, made this..... day of A. D. 1922, between the City of Pittsburgh, a municipal corporation in Allegheny County, State of Pennsylvania herein-after called the City, party of the first part and the Pennsylvania Railroad Company, a corporation of the State of Pennsylvania, hereinafter called "The Railroad Company" party of the second part.

Witnesseth:

WHEREAS, the Railroad Company owns and operates tracks extending

from Ft. Wayne Junction in said City (North Side), in a general easterly direction and beyond Herrs Island in said City, which track cross and interest certain public highways at grade, and

WHEREAS, for the proper service, accommodation, convenient and safety of the public it is deemed advisable between the parties hereto to eliminate all of said grade crossings by the elevation of the tracks of the Railroad Company and the vacation of certain Highways and re-establishment of certain other highways in said City necessary for this purpose, and also to provide for certain additional tracks which are desired and necessary for operation by the Railroad Company;

Therefore, it is mutually agreed between the parties hereto as follows:

First: The City agrees to re-establish the grades of Madison avenue, Chestnut street and Heinz street, as follows:

1. The grade of Madison avenue shall be lowered to an elevation of 740.5' at a point about 121 feet south of the South curb line of Park way and the change of grade shall extend from about the south curb line of Park way to a point about 275 feet southwardly therefrom.

2. The grade of Chestnut street shall be lowered to an elevation of 740.5', at a point about 315 feet south of the south curb line of Lockhart street and the change of grade shall extend from about the south curb line of Lockhart street to about the south line of South Canal street.

3. The grade of Heinz street shall be lowered to an elevation of 740.0', at a point about 25 feet south of the north curb line of North Canal street and the change of grade shall extend from about the north curb line of North Canal street to about the south curb line of South Canal street.

Second: The City agrees to do the following:

(a) To vacate all those portions of North Canal street bounded and described as follows:

Beginning at a point on the west house line of Madison avenue 130.5 feet south of the south house line of Park way; thence along said house line S. 14° 02' E. 8.74 feet; thence S. 62° 00' W. 35.68 feet; thence N. 49° 21' E. 38.73 feet to the place of beginning, and

Beginning at a point on the east house line of Madison avenue 298.6 feet from the south house line of Lockhart street; thence N. 49° 21' E. 103.88 feet; thence N. 53° 03' E. 77.71 feet; thence N. 51° 12' E. 325.16 feet; thence N. 49° 21' E. 89.3 feet; thence N. 45° 36' E. 107.02 feet; thence N. 42° 27' E. 71.0 feet; thence N. 49° 21' E. 131.09 feet to the west house line of Chestnut street at a distance 300.44 feet from the south line of Lockhart street; thence S. 42° 15' E. 17.0 feet; thence S. 44° 22' west 93.65 feet; thence S. 42° 27' W. 109.71 feet; thence S. 45° 36' W. 108.82 feet; thence S. 49° 21' W. 90.76 feet; thence S. 51° 12' W. 326.12 feet; thence S. 53° 03' W. 140.48 feet; thence S. 54° 11' W. 50.65 feet; thence N. 14° 02' W. 24.21 feet to the place of beginning.

(b) To vacate that portion of Pindham street north of a line starting at the north side of Carpenter way at its intersection with Pindham street and running parallel to the tracks of the Railroad Company.

(c) To open a new street thirty (30) feet wide as a substitute for the vacated portions of North Canal street mentioned above; said new street to be bounded and described as follows:

Beginning at a point on the west house line of Madison avenue 96.96 feet south of the south house line of Park way; thence along said house line S. 14° 02' E. 11.33 feet; thence S. 62° 00' W. 46.5 feet; thence N. 49° 21' E. 50.47 feet to the place of beginning, and

Beginning at a point on the east house line of Madison avenue 265.04 feet south of the south line of Lockhart street; thence N. 49° 21' E. 891.23 feet to the west house line of Chestnut street at a distance of 270.43 feet from the south house line of Lockhart street; thence S. 42° 15' E. 9.27 feet; thence S. 39° 49' W. 97.91 feet; thence S. 42° 27' W. 37.2 feet; thence S. 49° 21' W. 669.1 feet; thence S. 53° 03' W. 62.0 feet; thence S. 54° 11' W. 38.54 feet; thence N. 14° 02' W. 25.46 feet to the place of beginning.

Third: The City of Pittsburgh hereby consents to the construction, maintenance and operation of bridges over Madison avenue, Chestnut street and Heinz street, described as follows:

The Railroad Company shall raise their tracks and construct and maintain overhead bridges carrying the

tracks of said Railroad Company over Madison avenue, Chestnut street and Heinz street. The bridge over Madison avenue shall be five (5) tracks in width, with a minimum clearance between the re-established grade of Madison avenue and the underside of the bridge structure of at least 14 feet; and the bridge over Chestnut street shall be four (4) tracks in width and shall have a minimum clearance of 16 feet between the re-established grade of Chestnut street and the underside of the bridge structure; and the bridge over Heinz street shall be four (4) tracks in width with a minimum clearance of at least 14 feet between the re-established grade of Heinz street and the underside of the bridge structure. The bridges crossing Madison avenue and Chestnut street are to be supported by concrete abutments on the street line and by steel or reinforced concrete columns not over two (2) feet wide, erected on the curb line. The bridge at Heinz street shall be supported by concrete abutments on the street line and no part of the supports of said bridge shall be within the street line. All of these bridges shall be constructed with waterproof and water-tight floors so as to effectually prevent the seepage of water through the floors on to the streets beneath.

Fourth: The City of Pittsburgh consents to the abandonment of the overhead bridge now existing at Pindham street and the substitution therefor of an underground foot passage eight (8) feet wide and not less than seven and one-half (7½) feet in height in the clear. This foot passage to be on the east side of Pindham street and to begin at a point approximately seventy-five (75) feet north from the north house line of Progress street, at an elevation of 734.5 feet; thence descending by steps eight (8) feet to an elevation of about 727 feet; thence level for a distance of 35 feet; thence by a ramp with a grade of not more than 11 feet per hundred feet under the tracks of the Railroad Company and under East Ohio street a distance of 112 feet (the minimum clearance between top of tunnel and the pavement on East Ohio street to be at least 12 feet) to a stairway on the north side of East Ohio street; thence by said stairway to level of the sidewalk on East Ohio street at an elevation of 758.66 feet. Plans for same to be approved by the Director of the Department of Public Works of the City of Pittsburgh.

The City agrees to police, light and clean the entire undergrade crossing herein provided for, and further agrees to maintain and keep in repair that portion of said undergrade crossing which is located within the lines of East Ohio street.

Fifth: The City consents to the construction of foundations for retaining walls in the bed and under the surface of the city streets affected. Said foundations, however, shall not extend more than three feet beyond the street lines.

Sixth: The City agrees to change and re-establish the grade as hereinbefore described, on Madison avenue, Chestnut street and Heinz street, and to reimprove said streets to said re-established grades, including all grading, paving, curbing, changes in water lines and sewers, and all other work necessary therefor.

Seven: The Railroad Company agrees to do and perform the following:

(a) To raise their tracks and build overhead bridges at Madison avenue, Chestnut street and Heinz street, and maintain and keep said structures in repair.

(b) To remove the present overhead bridge structure from their tracks at Pindham street and construct an underground foot passage as provided for in Article 4 of the Agreement, to replace same; and further, the Railroad Company agrees to maintain and keep in repair that part of said undergrade crossing which is located within the right-of-way of said Railroad Company.

(c) To improve North Canal street, as relocated, in conformity with this agreement, said improvement work to include the necessary grading, paving, curbing, sidewalks, retaining walls where required, water lines and sewers, and all other work necessary therefor.

Eighth: The City of Pittsburgh shall bear and pay the cost of the re-improvement of Madison avenue, Chestnut street and Heinz street, to the re-established grades, including damages to private property involved thereby, subject, however, to the provision that said total cost, including the necessary engineering expenses, shall not exceed the sum of Eighty Thousand (\$80,000.00) Dollars; and subject further to the provision that if the total actual cost is less than Eighty Thousand (\$80,000.00) Dollars, then the said City shall pay to the

Railroad Company the difference between Eighty Thousand (\$80,000.00) Dollars and the actual cost of the work; and subject further to the condition that if the total actual cost exceeds Eighty Thousand (\$80,000.00) Dollars, then the said Railroad Company shall pay to the City the difference between Eighty Thousand (\$80,000.00) Dollars and the said actual cost.

The amounts payable by the parties hereto shall be due and payable within sixty (60) days after said costs have been definitely ascertained and statement thereof rendered.

Nine: The Railroad Company shall bear and pay all other costs of work under this agreement or of work incidental thereto, except as herein provided for in Article 8.

Ten: The cost of and damages, including the damages to private property incurred in the relocation and opening and physical improvement of North Canal street, as hereinbefore provided for, and for the north entrance to the Pindham Street Bridge shall be borne and paid for by the Railroad Company, but the City shall enact all legislation necessary therefor, and said property to be condemned for the purpose of said relocation and opening of North Canal street shall be acquired by the City in conformity with the Acts of Assembly pertaining thereto.

The City, subject to the approval of said Railroad Company, shall have charge of the disposition of all such claims for damages and shall not compromise or settle such claims for damages without the consent in writing first hand of the Railroad Company, and said Railroad Company shall have the right to appear by Council in all such suits, and the City shall have the right to call upon the Railroad Company to appear by Council and defend such suits.

The Railroad Company agrees to reimburse said City for the full cost of all damages on account of the relocation and opening of North Canal street and of property for the Pindham street under-passage; and to make payment to said City in the full amount of said damages within sixty (60) days after said damages have been definitely determined.

Eleven. All of the work to be done as herein provided for by the City and the Railroad Company, shall be done in conformity with a general

plan marked "Exhibit A," said plan being No. of the Pennsylvania Railroad Company, and identified by the signatures of the Director of the Department of Public Works of the City of Pittsburgh and of the Chief Engineer of the Pennsylvania Railroad Company, copies of said plan being filed in the offices of said City and said Railroad.

The plans and specifications for all work to be done by the Railroad Company on, along or over any of the City streets affected by the work under this agreement, shall be subject to the approval of the Director of the Department of Public Works of the City.

Twelve. All work under this agreement and proceedings necessary therefor shall be begun within thirty (30) days after the date of execution hereof and shall be completed on or before January 1, 1925.

Thirteen. It is understood and agreed that neither the purpose nor intent nor the obligation of this contract, if and when approved by the Public Service Commission of the Commonwealth of Pennsylvania, is such as to impair or any wise affect the exercise by said Commission of any of the powers vested in it by the Public Service Company law, approved July 26, 1913.

In witness whereof, the parties hereto have caused this agreement to be executed in duplicate the date and year hereinbefore written.

WITNESS:

THE PENNSYLVANIA RAILROAD
COMPANY

BY
VICE PRESIDENT

ATTEST:
SECRETARY

(Seal of the
City)
CITY OF PITTSBURGH

BY
MAYOR.

DIRECTOR DEPARTMENT OF
PUBLIC WORKS

Approved as to form:

.....
CITY SOLICITOR
Countersigned:
CITY CONTROLLER

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 5, 1922.

Approved July 8, 1922.

Ordinance Book 33, Page 451.

No. 205

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with the Pennsylvania Railroad Company, for the reconstruction of the bridge at South Second street over Carson street East; and providing for the provisions thereof and for the payment of same.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to make, execute and deliver, in the name of the City of Pittsburgh, and for the City of Pittsburgh, a contract with the Pennsylvania Railroad Company in the following language:

AGREEMENT

Made this day of, 1922, between the City of Pittsburgh, a municipal corporation of the County of Allegheny, State of Pennsylvania, and a City of Second Class, party of the first part, hereinafter called the "City", and the Pennsylvania Railroad Company, party of the second part, hereinafter called the "Railroad".

WHEREAS, the City has improved Carson street East, from Brownsville avenue to South Seventh street, and eliminated the south sidewalk between the said terminus and,

WHEREAS, by reason of same it has become necessary to make provision for the partial reconstruction of the Bridge over Carson street East and the Pennsylvania Railroad at South Second street;

Now, Therefore, in consideration of the foregoing and of the covenants to be kept on the part of each of the parties hereto, it is mutually agreed as follows:

(1) The Bridge over Carson street East at South Second street shall be reconstructed according to plans and specifications to be approved by the Director of the Department of Public Works of the City, said plans to be in conformity with a general plan marked "Exhibit A", said plan being number 20,866, of the Pennsylvania System, Central Region, and identified by the signatures of the Director of the Department of Public Works of the City, and of the Chief Engineer M. W. of the Railroad, copies of said plan being filed in the offices of said City and Railroad.

(2) The Railroad agrees to do the work of reconstructing said Bridge, and in doing so to remove the two columns that are located in the space where the southerly sidewalk formerly was.

(3) The City agrees to permit the Railroad to reconstruct the column on the northerly sidewalk at South Second street (marked Column 3 on said Plans) and to construct an additional column on the northerly sidewalk at a point approximately 39 feet eastwardly from the easterly line of South Second street (said column being marked Column 1 on said Plans), the face of said columns to have a minimum clearance of 9' from the northerly curb line of Carson street East and the back of column to have a clearance of not more than 36" from the curb line.

(4) The City agrees to permit the Railroad to construct a girder over Carson street East from said Column 1 to the abutment on the southerly side of Carson street East, as shown in detail on said Plans, said girder to have a minimum clearance of 16' above the curb of Carson street East.

(5) The Railroad shall construct a watertight canopy under the floor of the present overhead crossing so as to prevent dripping on the sidewalk.

(6) The Railroad agrees to bear the entire expense of constructing and reconstructing the said bridge, and in so doing to have regard for the safety of the public. The method and manner of doing the work shall be subject at all times to the approval of the Director of the Department of Public Works. The agreement of the Railroad to bear the cost of said work shall not be construed as an admission on its part of the liability for so doing, and the Railroad reserves the right to make legal claim for the cost of said work.

(7) The Railroad shall be liable for all damages to persons or property, including the street and sub-surface structures therein, by reason of the construction, reconstruction, maintenance and use of said Bridge.

(8) The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets, and to the Ordinances of said City relating thereto, and to the provisions of any general Ordinances which may hereafter be passed relating to the construction, operation and maintenance of overhead and underground structures on City streets, and compensation for the same.

This contract is entered into by the said City pursuant to Ordinance No., approved, and entered in Ordinance Book, Volume, Page

COUNTERSIGNED:

.....
CITY CONTROLLER.

ATTEST:

.....
CITY OF PITTSBURGH,

By
MAYOR.

By
DIRECTOR, DEPARTMENT OF
PUBLIC WORKS.
PENNSYLVANIA RAILROAD
COMPANY,

By
PRESIDENT.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 26, 1922.

Approved July 7, 1922.

Ordinance Book 33, Page 456.

No. 206

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a retaining wall on the southerly line of Snyder street, between Sedan street and Irwin avenue, and in the rear of

the property of F. D. Murray, 2469 Charles street, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a retaining wall on the southerly line of Snyder street, between Sedan street and Irwin avenue, and in the rear of the property of F. D. Murray, 2469 Charles street, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the costs thereof, the sum of Fourteen Hundred (\$1,400.00) Dollars, or so much thereof as may be necessary, shall be and is hereby set apart and appropriated from Code Account 1589 Retaining Wall Schedule, and the Mayor is hereby authorized and directed to issue and the City Controller to countersign warrants in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 5, 1922.

Approved July 10, 1922.

Ordinance Book 33, Page 458.

No. 207

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving of East street, from Royal street to Milroy street, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, and to

award a contract or contracts to the lowest responsible bidder or bidders for the repaving of East street, from Royal street to Milroy street, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof, the following sums, or so much thereof as may be necessary, amounting in the aggregate to Thirty-five Thousand (\$35,000.00) Dollars, shall be and the same is hereby set apart and appropriated from the respective Code Accounts set forth, to wit:

The sum of Ten Thousand (\$10,000.00) Dollars from "Street Improvement Bonds, 1919" Bond Fund Appropriation No. 194, and

The sum of Twenty-five Thousand (\$25,000.00) Dollars from Code Account No. 1599-E, "General Repaving," Division of Streets, Bureau of Engineering and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said funds for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 5, 1922.

Approved July 10, 1922.

Ordinance Book 33, Page 459.

No. 208

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for repaving Hamilton avenue, from Fifth avenue, to North Braddock avenue, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, and to award a contract or contracts to the*

lowest responsible bidder or bidders for the repaving of Hamilton avenue, from Fifth avenue to North Braddock avenue, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof, the sum of Sixty-four Thousand (\$64,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from "Street Improvement Bonds, 1919," Bond Fund Appropriation No. 194, and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 5, 1922.

Approved July 10, 1922.

Ordinance Book 33, Page 460.

No. 209

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Kamin street from Murdoch street to Wendover street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

WHEREAS, it appears by the petition and affidavit on file on the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Kamin street between Murdoch street and Wendover street have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Kamin street, from Murdoch street to Wendover street be graded, paved and curbed.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and di-

rected to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Eleven Thousand (\$11,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 5, 1922.

Approved July 10, 1922.

Ordinance Book 33, Page 461.

No. 210

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Wickline lane (that portion situated within the City of Pittsburgh), from Spring Garden avenue, to Cowley street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Wickline lane (that portion situated within the City of Pittsburgh)) from Spring Garden avenue to Cowley street, be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the

same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Eleven Thousand (\$11,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 5, 1922.

Approved July 10, 1922.

Ordinance Book 33, Page 462.

No. 211

AN ORDINANCE — Authorizing and directing the construction of a public sewer on the roadway and on the southeast sidewalk of Broadhead Fording road (formerly Charters Township) from a point about 190 feet northeast of Catherine street to the existing sewer on Broadhead Fording road at a point about 20 feet southwest of Linwood avenue and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* a Public Sewer be constructed on the roadway and on the southeast sidewalk of Broadhead Fording road (formerly Charters Township) from a point about 190 feet northeast of Catherine street to the existing sewer on Broadhead Fording road at a point about 20 feet southwest of Linwood avenue. Commencing on the roadway of Broadhead Fording Road at a point about 190 feet northeast of Catherine street, thence southwestwardly along the roadway of Broadhead Fording

road to the southeast sidewalk of Broadhead Fording Road at a point about 80 feet northeast of Linwood avenue, thence southwestwardly along the southeast sidewalk of Broadhead Fording road to the roadway of Broadhead Fording road at Linwood avenue, thence westwardly along the roadway of Broadhead Fording road to the existing sewer on Broadhead Fording road at a point about 20 feet southwest of Linwood avenue. Said sewer to be terra cotta pipe and 15 inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Four Thousand Four Hundred (\$4,400) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance, with special reference to Ordinance No. 88, approved April 5th, 1922.

Passed July 5, 1922.

Approved July 10, 1922.

Ordinance Book 33, Page 462.

No. 212

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Blanton street and Minnesota street, from a point about 15 feet east of Russett way to the existing sewer on Minnesota street north of

Blanton street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a Public Sewer be constructed on Blanton street and Minnesota street, from a point about 15 feet east of Russett way to the existing sewer on Minnesota street north of Blanton street. Commencing on Blanton street at a point about 15 feet east of Russett way; thence eastwardly along Blanton street to Minnesota street; thence northwardly along Minnesota street to the existing sewer on Minnesota street north of Blanton street. Said sewer to be terra cotta pipe and fifteen (15") inches in diameter.

Section 2. The Mayor and the director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Two Thousand Eight Hundred (\$2,800) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance, with special reference to Ordinance No. 48, approved March 13th, 1922.

Passed July 5, 1922.

Approved July 10, 1922.

Ordinance Book 33, Page 463.

No. 213

AN ORDINANCE — Authorizing and and directing the construction of a public sewer on Ira way and private property of J. M. Clark, from the crown west of Shady avenue to the existing sewers on the west sidewalk of Shady avenue and on Saline street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a Public Sewer to be constructed on Ira way and private property of J. M. Clark, from the crown west of Shady avenue to the existing sewers on the west sidewalk of Shady avenue and on Saline street. Commencing on Ira Way at the crown west of Shady avenue, thence eastwardly along Ira way to the existing sewer on the west sidewalk of Shady avenue. Also commencing on Ira way at the crown west of Shady avenue, thence westwardly along Ira way to the private property of J. M. Clark at the westerly terminus of Ira way, thence southeastwardly on, over, across and through the private property of J. M. Clark to Saline street, thence continuing southeastwardly across Saline street to the existing sewer on Saline street. Said sewer to be terra cotta pipe and 15 inches in diameter, with 9 inch lateral sewers extending from the main sewer on Ira way to points within two feet of the building lines of Ira way. Said sewer to be constructed in accordance with Plan Accession No. 3206-D, on file in the Bureau of Engineering, Department of Public Works.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the Said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1, of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of Four Thousand Four Hundred (\$4,400.-00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 5, 1922.

Approved July 10, 1922.

Ordinance Book 33, Page 464.

No. 214

AN ORDINANCE — Authorizing and and directing the construction of a public sewer on the private property of B. and K. Griebel, Columbus street and Spring Garden avenue (formerly Spring Garden Borough) from the existing run on the private property of B. and K. Griebel at a point about 20 feet north of Columbus street, to the existing sewer on the west sidewalk of Spring Garden avenue and private property of Albert L. Brahm, at a point about 120 feet north of Quarry street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on the private property of B. and K. Griebel, Columbus street and Spring Garden avenue (formerly Spring Garden Borough) from the existing run on the private property of B. and K. Griebel at a point about 20 feet north of Columbus street to the existing sewer on the west sidewalk of Spring Garden avenue and private property of Albert L. Brahm, at a point about 120 feet north of Quarry street. Commencing on the private property of B. and K. Griebel in the run at a point about 20 feet north of Columbus street, thence southwardly on, over, across and through the private property of said B. and K. Griebel to Columbus street, thence eastwardly along Columbus street to Spring Garden avenue, thence southeastwardly and southwardly respectively along Spring Garden avenue

to the existing sewer on the west sidewalk of Spring Garden avenue and private property of Albert L. Brahm at a point about 120 feet north of Quarry street. Said sewer to be seventy-two (72") inches and seventy-eight (78") inches in diameter and to be constructed in accordance with Plans Accession Nos. D-3211 and D-3212 on file in the Bureau of Engineering, Department of Public Works. Said sewer to be constructed with nine (9) inch laterals extending to points one foot inside the curb lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Forty-Five Thousand (\$45,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 5, 1922.

Approved July 10, 1922.

Ordinance Book 33, Page 466.

No. 215

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Biggs avenue and Rising Main avenue, from a point about 30 feet south of Pedder way, to the existing sewer on Meadville street and providing that the costs, damages and

expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on Biggs avenue and Rising Main avenue, from a point about 30 feet south of Pedder way, to the existing sewer on Meadville street. Commencing on Biggs avenue at a point about 30 feet south of Pedder way, thence southwardly along Biggs avenue to Rising Main avenue, thence westwardly along Rising Main avenue to the existing sewer on Meadville street. Said sewer to be terra cotta pipe and 15 inches in diameter with 9 inch lateral sewers extending from the main sewer on Biggs avenue to points one foot inside the curb lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Five Thousand (\$5,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 5, 1922.

Approved July 10, 1922.

Ordinance Book 33, Page 467.

No. 216

AN ORDINANCE — Authorizing and directing the construction of a public sewer on the west sidewalk and on the roadway of Park View avenue, from a point about 250 feet north of Wilmot street to the existing sewer on Park View Avenue, south of Wilmot street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on the west sidewalk and on the roadway of Park View avenue, from a point about 250 feet north of Wilmot street, to the existing sewer on Park View avenue, south of Wilmot street. Commencing on the west sidewalk of Park View avenue at a point about 250 feet north of Wilmot street, thence southwardly along the west sidewalk of Park View avenue to a point about 10 feet north of Wilmot street, thence southeastwardly across and southwardly along the roadway of Park View avenue to the existing sewer on Park View avenue, south of Wilmot street. Said sewer to be terra cotta pipe and 15 inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Two Thousand Five Hundred (\$2,500.-00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 5, 1922.

Approved July 10, 1922.

Ordinance Book 33, Page 468.

No. 217

AN ORDINANCE — Authorizing and directing the construction of public sewers on the north and south sidewalks of Smith way from points about 480 feet and 410 feet respectively west of Westwood street, to the existing sewer on the north and south sidewalks of Smith way, at points about 260 feet west of Westwood street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That public sewers be constructed on the north and south sidewalks of Smith way from points about 480 feet and 410 feet respectively west of Westwood street, to the existing sewers on the north and south sidewalks of Smith way, at points about 260 feet west of Westwood street. Commencing on the north and south sidewalks of Smith way at points about 480 feet and 410 feet respectively west of Westwood street, thence eastwardly along the north and south sidewalks of points north and south sidewalks of Smith way to the existing sewers on the north and south sidewalks on Smith way at points about 260 feet west of Westwood street. Said sewers to be terra cotta pipe and 12 inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and

the contract price or contract prices, not to exceed the total sum of Sixteen Hundred (\$1,600.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 5, 1922.

Approved July 10, 1922.

Ordinance Book 33, Page 469.

No. 218

AN ORDINANCE — Authorizing the placing of policies of fire and lightning insurance on the North Side Market House and prescribing the date of expiration of same.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to place insurance against loss from fire or lightning, to an amount approximating 80% of its value, (excluding foundations and excavations) on the North Side Market House together with the contents thereof in the amount of One Hundred Sixty-Five Thousand Dollars (\$165,000.00).

Section 2. That the insurance placed for the City of Pittsburgh in accordance with Section 1 of this ordinance shall be written as to expire on the first day of February whether the insurance is written for one or more years or for a portion of one or more years.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 10, 1922.

Approved July 14, 1922.

Ordinance Book 33, Page 470.

No. 219

AN ORDINANCE — Creating additional positions in certain Divisions of the Bureau of Engineering, Department of Public Works, and fixing the rate of compensation thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That from and after the passage and approval of this ordinance, the Director of the Department of Public Works shall be and he is hereby authorized and empowered to appoint and employ the following additional employees in certain Divisions of the Bureau of Engineering at the rates of compensation respectively set forth:

GENERAL OFFICE

Materials Inspection

Two Concrete Samplers, \$1,500.00 each per annum.

Six Concrete Materials Inspectors, \$1,500.00 each per annum.

DIVISION OF DESIGN

Two Designing Draftsmen, \$2,220.00 each per annum.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 10, 1922.

Approved July 14, 1922.

Ordinance Book 33, Page 470.

No. 220

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the repaving of Milwaukee street, from Herron avenue to Jefferson street, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals, and to award a contract or contracts to the

lowest responsible bidder or bidders for the repaving of Milwaukee street, from Herron avenue to Jefferson street, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the City.

Section 2. That for the payment of the cost thereof, the sum of Forty-four Thousand (\$44,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 1590-E, General Repaving, Division of Streets, Bureau of Engineering, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 10, 1922.

Approved July 14, 1922.

Ordinance Book 33, Page 471.

No. 221

AN ORDINANCE—Providing for the making of a contract or contracts for the purchase of water meters and water meter fittings.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies of the City of Pittsburgh shall be and are hereby authorized to advertise for proposals and to award a contract, or contracts, to the lowest responsible bidder or bidders, for the furnishing of two thousand (2,000) water meters, more or less, together with the incidental water meter fittings, for a sum not exceeding Twenty Thousand (\$20,000.00) Dollars, in accordance with the Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D., 1901, and the different supplements and amendments thereto, and the ordinances of Council in such cases made and provided.

Section 2. That the sum of Twenty Thousand (\$20,000.00) or so much of the same as may be necessary, shall be and is hereby set apart and appropriated for the payment or payments required for the performance of the above contract, and that the said amount or amounts be paid out of Appropriation No. 203. Water Bonds, Series 1919.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 10, 1922.

Approved July 14, 1922.

Ordinance Book 33, Page 472.

No. 222

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the improvement of the drainage system in the area bounded by Bedford Avenue, Cassatt street, Ledlie street and Crescent street, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the improvement of the drainage system in the area bounded by Bedford avenue, Cassatt street, Ledlie street and Crescent street, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of Five Thousand (\$5,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, and the Mayor and the Controller are hereby authorized and directed respectively

ly to issue and countersign warrants drawn on said funds for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 10, 1922.

Approved July 14, 1922.

Ordinance Book 33, Page 473.

No. 223

AN ORDINANCE — Establishing the opening grades on City way, Condor way, Fire way, Greenway drive, Hodgson avenue, Justine street, Merryfield street, Midfield way, Northfield avenue, Shirley street and way, as laid out and proposed to be dedicated as legally opened highways by Charles F. Burke in his plan of lots called "City Acres" in the 28th Ward of the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That upon the approval of "City Acres" Plan of Lots proposed to be laid out by Charles F. Burke in the 28th Ward of said City, the grades to which City way, Condor way, Fire way, Greenway Drive, Hodgson avenue, Justine street, Merryfield street, Midfield way, Northfield avenue, Shirley street and way as shown thereon shall be accepted as opened public highways, shall be as hereafter set forth:

CITY WAY

The grade of the East line of City way shall begin on the southerly curb line of Greenway drive at an elevation of 334.52 feet; thence rising at a rate of 7% for a distance of 87.95 feet to a point of curve to an elevation of 339.28 feet; thence by a concave parabolic curve for a distance of 70.0 feet to a point of tangent to an elevation of 346.98 feet; thence rising at a rate of 15% for a distance of 90.75 feet to a point of curve to an elevation of 360.59 feet; thence by a convex parabolic curve for a distance of 21.48 feet to the northerly curb line of Hodgson avenue to an elevation of 361.30 feet.

CONDOR WAY

The grade of the West line of Condor way shall begin on the southerly curb line of Justine street at an elevation of 366.80 feet; thence falling at a rate of 5.31% for a distance of 123.45 feet to the northerly line of Midfield way to an elevation of 360.24 feet; thence falling to the southerly curb line of Merryfield street to an elevation of 344.64 feet; thence falling at a rate of 5% for a distance of 10.10 feet to the southerly line of Merryfield street to an elevation of 344.13 feet; thence falling at a rate of 50% for a distance of 229.97 feet to the northerly line of Greenway drive to an elevation of 229.15 feet; thence falling at a rate of 1.5% for a distance of 10.30 feet to the northerly curb line of Greenway drive to an elevation of 229.00 feet.

FIRE WAY

The grade of the East line of Fire way shall begin at the southerly curb line of Greenway drive at an elevation of 363.64 feet; thence rising at a rate of 1% for a distance of 233.73 feet to a point of curve to an elevation of 365.98 feet; thence by a concave parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 371.08 feet; thence rising at a rate of 16% for a distance of 87.93 feet to a point of curve to an elevation of 385.14 feet; thence by a convex parabolic curve for a distance of 21.48 feet to the northerly curb line of Hodgson avenue to an elevation of 386.45 feet.

GREENWAY DRIVE

The grade of the North curb line of Greenway drive shall begin at the intersection of the southerly curb line of Justine street at an elevation of 372.05 feet; thence falling at a rate of 9.5% for a distance of 1142.33 feet to a point of curve to an elevation of 263.53 feet; thence by a concave parabolic curve for a distance of 200 feet to a point of tangent to an elevation of 247.53 feet; thence falling at a rate of 6.5% for a distance of 285.07 feet to the westerly line of Condor way to an elevation of 229.0 feet.

HODGSON AVENUE

The grade of the northerly curb line of Hodgson avenue shall begin on the easterly curb line of Middletown road at the P. C. of a horizontal curve having a radius of 55.98 feet and a central angle of 87° 53' at an elevation of 382.47 feet; thence rising at a rate of 5% for a distance of 86.92 feet to a

point of curve to an elevation of 386.81 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of tangent to an elevation of 385.81 feet; thence falling at a rate of 7% for a distance of 130.19 feet to the easterly line of Northfield avenue to an elevation of 376.7 feet; thence falling at a rate of 14% for a distance of 100.07 feet to the westerly line of City way to an elevation of 362.7 feet; thence falling at a rate of 7% for a distance of 20.01 feet to the easterly line of City way to an elevation of 361.3 feet.

JUSTINE STREET

The grade of the northerly curb line of Justine street shall begin on the easterly curb line of Middletown road at the P. C. of horizontal curve having a radius of 60.20' feet and a central angle of $100^{\circ} 23'$ at an elevation of 379.50 feet; thence falling at a rate of 3.5% for a distance of 31.19 feet to a point of curve to an elevation of 378.41 feet; thence by a convex parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 376.01 feet; thence falling at a rate of 8.5% for a distance of 31.8 feet to a point of curve to an elevation of 373.31 feet; thence by a concave parabolic curve for a distance of 100.0 feet to a point of tangent to an elevation of 369.81 feet; thence rising at a rate of 1.6% for a distance of 375.23 feet to the westerly curb line of Vinton street to an elevation of 375.43 feet; thence level to the easterly curb line; thence falling at a rate of 2% for a distance of 435.51 feet to the westerly curb line of Shirley street to an elevation of 366.72 feet; thence level to the easterly curb line of Shirley street; thence rising at the rate of 4% for a distance of 115.2 feet to a point of curve to an elevation of 371.33 feet; thence by a convex parabolic curve for a distance of 150.0 feet to a point of tangent to an elevation of 373.58 feet; thence falling at a rate of 1% for a distance of 366.24 feet to a point of curve to an elevation of 369.92 feet; thence by a convex parabolic curve for a distance of 170.0 feet to the westerly curb line of Sanborn street to an elevation of 365.24 feet; thence level to the easterly curb line of Sanborn street; thence rising at a rate of 2% for a distance of 98.4 feet to the westerly line of Condon way to an elevation of 367.11 feet.

MERRYFIELD STREET

The grade of the North curb line of Merryfield street shall begin on the

easterly curb line of Greenway Drive at an elevation of 338.39 feet; thence by a concave parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 335.82 feet; thence rising at a rate of 1.5% for a distance of 202.36 feet to a point of curve to an elevation of 338.86 feet; thence by a convex parabolic curve for a distance of 80.0 feet to a point of tangent to an elevation of 338.26 feet; thence falling at a rate of 3% for a distance of 275.47 feet to the westerly curb line of Shirley street to an elevation of 330.00 feet; thence level to the easterly curb line of Shirley street; thence rising at a rate of 1% for a distance of 191.11 feet to a point of curve to an elevation of 331.91 feet; thence by a concave parabolic curve for a distance of 80.0 feet to a point of tangent to an elevation of 337.91 feet; thence rising at a rate of 14% for a distance of 57.69 feet to a point of curve to an elevation of 345.99 feet; thence by a convex parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 349.79 feet; thence rising at a rate of 5% for a distance of 24.26 feet to the intersection of the southerly line of Midfield way to an elevation of 351.0 feet; thence level for a distance of 65.46 feet to the southerly line of Midfield way; thence falling at a rate of 5% for a distance of 225.63 feet to a point of curve to an elevation of 339.72 feet; thence by a concave parabolic curve for a distance of 100.0 feet to a point of tangent to an elevation of 344.22 feet; thence rising at a rate of 14% for a distance of 87.26 feet to a point of curve to an elevation of 356.44 feet; thence by a convex parabolic curve for a distance of 40.0 feet to a point of tangent at the northerly line of Midfield way to an elevation of 360.24 feet; thence rising at a rate of 5% for a distance of 100.0 feet to the southerly line of Justine street to an elevation of 365.24 feet; thence level for a distance of 10.0 feet to the southerly curb line of Justine street.

MIDFIELD WAY

The grade of the Southerly line of Midfield way shall begin on the easterly curb line of Greenway drive at an elevation of 353.74 feet; thence rising at a rate of 1.5% for a distance of 414.83 feet to a point of curve to an elevation of 359.96 feet; thence by a convex parabolic curve for a distance of 80.0 feet to a point of tangent to an elevation of 357.76 feet; thence falling at a rate of 7% for a distance of 94.83 feet to a point of curve to an

elevation of 351.12 feet; thence by a concave parabolic curve for a distance of 60 feet to a point of tangent, to an elevation of 348.72 feet; thence falling at a rate of 1% for a distance of 100.0 feet to the westerly line of Shirley street to an elevation of 347.72 feet; thence level to the east line of Shirley street; thence rising at a rate of 8% for a distance of 92.73 feet to a point of curve to an elevation of 355.14 feet; thence by a convex parabolic curve for a distance of 80.0 feet to a point of tangent to an elevation of 357.14 feet; thence falling at a rate of 3% for a distance of 204.72 feet to the westerly curb line of Merryfield street to an elevation of 351.00 feet; thence level for a distance of 65.46 feet to the easterly curb line of Merryfield street; thence rising at a rate of 6% for a distance of 171.37 feet to a point of curve to an elevation of 361.28 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of tangent to an elevation of 361.78 feet; thence falling at a rate of 5% for a distance of 59.82 feet to the westerly curb line of Merryfield street to an elevation of 358.79 feet.

NORTHFIELD AVENUE

The grade of the East curb line of Northfield avenue shall begin on the southerly curb line of Greenway Drive at an elevation of 348.97 feet; thence rising at a rate of 1% for a distance of 80.86 feet to a point of curve to an elevation of 359.98; thence rising at a rate of 16% for a distance of 103.59 feet to a point of curve to an elevation of 376.55 feet; thence by a convex parabolic curve for a distance of 21.62 feet to the northerly curb line of Hodgson avenue to an elevation of 377.33 feet.

SHIRLEY STREET

The grade of the easterly curb line of Shirley street shall begin on the southerly curb line of Justine street at an elevation of 366.72 feet; thence falling at a rate of 5% for a distance of 11.97 feet to the southerly line of Justine street to an elevation of 366.12 feet; thence falling at a rate of 16.95 per cent for a distance of 100.17 feet to the northerly line of Midfield way to an elevation of 349.14 feet; thence falling at the rate of 7% for a distance of 20.39 feet to the southerly line of Midfield way to an elevation of 347.72 feet; thence falling at the rate of 16.95% for a distance of 101.95 feet to the northerly line of Merryfield street to an elevation of 330.46 feet;

thence falling at a rate of 5% for a distance of 9.17 feet to the northerly curb line of Merryfield street to an elevation of 330.0 feet.

SHIRLEY WAY

The grade of the East line of Shirley way shall begin on the south curb line of Merryfield street at an elevation of 330.10 feet; thence falling at a rate of 5% for a distance of 9.17 feet to the south line of Merryfield street to an elevation of 329.64 feet; thence falling at a rate of 24% for a distance of 226.94 feet to the northerly line of Greenway Drive; to an elevation of 275.18 feet; thence falling at a rate of 5% for a distance of 10.03 feet to the northerly curb line of Greenway Drive to an elevation of 274.68 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 10, 1922.

Approved July 14, 1922.

Ordinance Book 33, Page 473.

No. 224

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway of Warrington avenue, from Arlington avenue to Haberman avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the sidewalks and roadway of Warrington avenue, from Arlington avenue to Haberman avenue, be and the same are hereby fixed as follows, to-wit:*

The northerly and the southerly sidewalks shall have a uniform width of 9 feet and shall lie along and parallel their respective street lines.

The roadway shall have a uniform width of 32 feet and shall occupy the central portion of the street lying between the above described sidewalks.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 10, 1922.

Approved July 14, 1922.

Ordinance Book 33, Page 477.

No. 225

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway, providing for slopes and parking, and establishing the grade of Bon-Air avenue, from Camfield street to a point 250.0 feet west of Ambrose street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the sidewalks and roadway, the location of slopes and parking, and the grade of the southerly curb line of Bon-Air avenue, from Camfield street to a point 250.0 feet west of Ambrose street shall be and the same are hereby fixed and established as follows, to-wit:*

The northerly curb line from the westerly curb line of Camfield street to an angle 10.0 feet south of the northerly street line 81.88 feet westwardly therefrom, shall be at a variable distance south of the northerly street line; thence to a point 250.0 feet west of Ambrose street shall be parallel to and at a perpendicular distance of 6.0 feet south of the northerly street line.

The southerly curb line from Camfield street to Conniston avenue shall be parallel to and at a perpendicular distance of 10.0 feet north of the southerly street line; thence to a point 250.0 feet west of Ambrose street shall be parallel to and at a perpendicular distance of 14.0 feet north of the southerly street line.

The northerly sidewalk shall have a variable width and shall occupy that portion of the street lying between the northerly street line and the northerly curb line as above described.

The southerly sidewalk, from Camfield street to Conniston avenue shall have a uniform width of 10.0 feet and shall occupy that portion of the street lying between the southerly street line and the southerly curb line as above described; thence to a point 250.0 feet west of Ambrose street shall have a uniform width of 5.0 feet and shall lie along and parallel the southerly curb line as above described.

The roadway shall have a variable width and shall occupy that portion of the street lying between the curb lines as above described.

The remaining portion of the street lying without the lines of the sidewalks and roadway as above described, shall be used for slopes and parking.

Section 2. The grade of the southerly curb line shall begin at the westerly curb line of Camfield street at an elevation of 477.88 feet; thence falling at the rate of 4.44% for a distance of 12.23 feet to the westerly line of Camfield street to an elevation of 477.34 feet thence falling at the rate of 8.25% for a distance of 419.22 feet to the easterly line of Conniston avenue to an elevation of 442.75 feet; thence falling at the rate of 5% for a distance of 16.11 feet to the easterly curb line of Conniston avenue to an elevation of 441.94 feet; thence to the westerly curb line of Conniston avenue to an elevation of 440.90 feet; thence falling at the rate of 5% for a distance of 14.20 feet to the westerly line of Conniston avenue to an elevation of 440.19 feet; thence falling at the rate of 7% for a distance of 140.0 feet to a point of curve to an elevation of 430.39 feet; thence by a concave parabolic curve for a distance of 100.0 feet to a point of tangent to an elevation of 424.47 feet; thence falling at the rate of 4.85% for a distance of 166.47 feet to a point of curve to an elevation of 416.39 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of tangent to an elevation of 409.97 feet; thence falling at the rate of 8% for a distance of 250.0 feet to the easterly line of Ambrose street to an elevation of 389.97 feet; thence falling at the rate of 5% for a distance of 50.0 feet to the westerly line of Ambrose street to an elevation of 387.47 feet; thence falling at the rate of 8.50% for a distance of 150.0 feet to a point of curve to an elevation of 376.42 feet; thence by a concave parabolic curve for a distance of 120 feet to a point of tangent, said point of tangent being 250.0 feet west of Ambrose street to an elevation of 368.62 feet.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 10, 1922.

Approved July 14, 1922.

Ordinance Book 33, Page 478.

No. 226

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway, providing for slopes and parking, and establishing the grade of Conniston avenue, from Bon-Air avenue to Calle avenue

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the sidewalks and roadway, the location of slopes and parking, and the grade of the westerly curb line of Conniston avenue, from Bon-Air avenue to Calle avenue, shall be and the same are hereby fixed and established as follows, to-wit:

The westerly curb line shall be parallel to and at a perpendicular distance of 14 feet east of the westerly street line.

The easterly curb line shall be parallel to and at a perpendicular distance of 16 feet west of the easterly street line.

The westerly sidewalk shall have a uniform width of 4 feet and shall lie along and parallel the westerly curb line as above described.

The easterly sidewalk shall have a uniform width of 5 feet and shall lie along and parallel the easterly curb line as above described.

The roadway shall have a uniform width of 20 feet and shall occupy that portion of the street lying between the curb lines as above described.

The remaining portions of the street lying without the lines of the sidewalks and roadway as above described, shall be used for slopes and parking.

Section 2. The grade of the westerly curb line shall begin at the southerly curb line of Bon-Air avenue at an elevation of 440.90 feet; thence rising at the rate of 4.80% for a distance of 80 feet to a point of curve to an elevation of 444.74 feet; thence by a convex parabolic curve for a distance of 120 feet to a point of tangent to an elevation of 448.58 feet; thence rising at the rate of 1.60% for a distance of 342.26 feet to a point of curve to an elevation of 454.06 feet; thence by a convex parabolic curve for a distance of 200 feet to a point of tangent to an elevation of 444.96 feet; thence falling at the rate of

10.70% for a distance of 218.28 feet to the northerly line of Calle avenue to an elevation of 421.60 feet; thence falling at the rate of 5% for a distance of 10 feet to the northerly curb line of Calle avenue to an elevation of 421.10 feet.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 10, -922.

Approved July 14, 1922.

Ordinance Book 33, Page 479.

No. 227

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Rutherford avenue and Wentworth avenue, from the existing sewer on Rutherford avenue south of Wentworth avenue, to the existing sewer on Belasco avenue and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer on Rutherford avenue south of Wentworth avenue, to the existing sewer on Belasco avenue Commencing on Rutherford avenue at the existing sewer on Rutherford avenue south of Wentworth avenue, thence northwardly along Rutherford avenue to Wentworth avenue, thence westwardly along Wentworth avenue to the existing sewer on Belasco avenue. Said sewer to be terra cotta pipe and 15 inches in diameter, with 9 inch lateral sewers extending from the main sewer to points one foot inside the curb lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the

manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Two Thousand (\$2,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 10, 1922.

Approved July 14, 1922.

Ordinance Book 33, Page 480.

No. 228

AN ORDINANCE—Authorizing and directing the construction of a public sewer on the south sidewalk of Douglas street, from a point about 445 feet east of Shady avenue, to the existing sewer on the north sidewalk of Douglas street at a point about 610 feet east of Shady avenue and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* a public sewer be constructed on the south sidewalk of Douglas street, from a point about 445 feet east of Shady avenue, to the existing sewer on the north sidewalk of Douglas street at a point about 610 feet east of Shady avenue. Commencing on the south sidewalk of Douglas street at a point about 445 feet east of Shady avenue, thence eastwardly along the south sidewalk of Douglas street to a point about 570 feet east of Shady avenue, thence northeastwardly across Douglas street to the existing sewer on the north sidewalk of Douglas street at a point about 610 feet east of Shady avenue. Said sewer to be terra cotta pipe and twelve (12") inches in diameter.

Section 2. The Mayor and the director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of One Thousand (\$1,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 10, 1922.

Approved July 14, 1922.

Ordinance Book 33, Page 481.

No. 229

AN ORDINANCE—Authorizing and directing the construction of public sewers on the southwest sidewalk and on the northeast sidewalk of Edgerton avenue, from points about 100 feet southeast of South Dallas avenue, and about 140 feet southeast of Bucknell street respectively, to the existing sewer on South Murtland avenue and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* public sewers be constructed on the southwest sidewalk and on the northeast sidewalk of Edgerton avenue, from points about 100 feet southeast

of South Dallas avenue, and about 140 feet southeast of Bucknell street respectively, to the existing sewer on South Murtland avenue. Commencing on the southwest sidewalk of Edgerton avenue at a point about 100 feet southeast of South Dallas avenue, thence southeastwardly along the southwest sidewalk of Edgerton avenue, to the existing sewer on South Murtland avenue. Said sewer to be terra cotta pipe and fifteen (15") inches in diameter. Also commencing on the northeast sidewalk of Edgerton avenue at a point about 140 feet southeast of Bucknell street, thence southeastwardly along the northeast sidewalk of Edgerton avenue to the existing sewer on South Murtland avenue. Said sewer to be terra cotta pipe and twelve (12") inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Five Thousand (\$5,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 10, 1922.

Approved July 14, 1922.

Ordinance Book 33, Page 482.

public sewer on Bernard street, from a point about 15 feet west of Etta street, to the existing sewer on Bernard street, west of Aline street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on Bernard street, from a point about 15 feet west of Etta street, to the existing sewer on Bernard street, west of Aline street. Commencing on Bernard street, at a point about 15 feet west of Etta street, thence westwardly along Bernard street to the existing sewer on Bernard street, west of Aline street. Said sewer to be terra cotta pipe and 15 inches in diameter, with 9 inch lateral sewers extending from the main sewer to points one foot inside the curb lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Three Thousand Six Hundred (\$3,600) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 10, 1922.

Approved July 14, 1922.

Ordinance Book 33, Page 484.

No. 230

AN ORDINANCE — Authorizing and directing the construction of a

No. 231

AN ORDINANCE — Authorizing and directing the construction of a public sewer on the south sidewalk of Coast avenue, from a point about 170 feet west of Broadway, to the existing sewer on Rutherford avenue and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on the south sidewalk of Coast avenue, from a point about 170 feet west of Broadway, to the existing sewer on Rutherford avenue. Commencing on the south sidewalk of Coast avenue, at a point about 170 feet west of Broadway, thence westwardly along the south sidewalk of Coast avenue, to the existing sewer on Rutherford avenue. Said sewer to be terra cotta pipe and 12 inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the Said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1, of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices not to exceed the total sum of Eleven Hundred (\$1,100.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 10, 1922.

Approved July 14, 1922.

Ordinance Book 33, Page 484.

No. 232

AN ORDINANCE — Granting unto the Duquesne Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy certain streets and highways in the City of Pittsburgh, subject to the terms and conditions herein provided.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Duquesne Street Railway Company, its successors, lessees and assigns shall have the right and it is hereby authorized to enter upon, use and occupy for the purpose of its street railway, the streets and highways included in the following route, to-wit:

Beginning at a point on the tracks of the Duquesne Street Railway Company on Larimer avenue near the north line of Broad street; thence by a single track branch-off to the left in a southerly direction along Larimer avenue extension (formerly Sumac way) to a point near the north line of Frankstown avenue thence by a curve to the right in a southwesterly and westerly direction to a point of connection with the west bound track on Frankstown avenue at a point about 60 feet west of Larimer avenue extension.

And to construct, maintain and operate and use a railway track on the route hereinbefore mentioned, and to operate its cars thereon, and to use electricity as a motive power, and to erect, maintain and use in the streets and highways before mentioned, such posts, poles and other supports as said company may deem convenient for the support and maintenance of its overhead system and for the operation of its railway; subject, however, to the provisions of an ordinance approved February 25th, 1890, entitled, "A General Ordinance relating to the entry upon, over or under, or the use or occupation of any street, lane or alley or any part thereof for any purpose by passenger or street railway companies or by companies operating passenger or street railways, and providing reasonable regulations pertaining thereto for the public convenience and safety."

Section 2. This ordinance shall be subject to all the provisions of an agreement made the 20th day of December, 1921, between the City of

Pittsburgh, the Philadelphia Company and the Pittsburgh Railways Company. The rights and privileges herein granted shall continue for a term of ten years from the date of the enactment hereof.

Section 3. This ordinance shall be accepted by the Duquesne Street Railway Company within thirty days after its passage or approval by a certificate of acceptance of all conditions and provisions thereof, the said certificate to be executed under the corporate seal of the Company duly attested by the President or Vice President and Secretary or Assistant Secretary thereof, and filed with the Controller of this City.

Section 4. That any ordinance or part of ordinance, conflicting with the provisions of this ordinance, be and the same is hereby repealed so far as the same affects this ordinance.

Passed July 10, 1922.

Approved July 17, 1922.

Ordinance Book 33, Page 485.

No. 233

AN ORDINANCE — Granting unto the Duquesne Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy certain streets and highways in the City of Pittsburgh, subject to the terms and conditions herein provided.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Duquesne Street Railway Company, its successors, lessees and assigns shall have the right and it is hereby authorized to enter upon, use and occupy for the purpose of its street railway, the streets and highways included in the following route, to-wit:

Beginning at a point on the tracks of the Duquesne Street Railway Company on Forbes street about 100 feet east of its intersection with Brady street; thence by double track left-hand branch-off curves leading to the southwest and south to a point of connection with the double tracks of the

Suburban Rapid Transit Street Railway Company on the Brady street approach to the Twenty-Second Street Bridge at a point about 90 feet south of the intersection of Brady street with Forbes street.

And to construct, maintain and operate and use a railway track on the route hereinbefore mentioned, and to operate its cars thereon and to use electricity as a motive power, and to erect, maintain and use in the streets and highways before mentioned, such posts, poles and other supports as said company may deem convenient for the support and maintenance of its overhead system and for the operation of its railway; subject, however, to the provisions of an Ordinance approved February 25, 1890, entitled, "A General Ordinance relating to the entry upon, over or under, or the use or occupation of any street, lane or alley or any part thereof for any purpose by passenger or street railway companies or by companies operating passenger or street railways, and providing reasonable regulations pertaining thereof for the public convenience and safety."

Section 2. This Ordinance shall be subject to all the provisions of an agreement made the 20th day of December, 1921, between the City of Pittsburgh, the Philadelphia Company and the Pittsburgh Railways Company. The rights and privileges herein granted shall continue for a term of ten years from the date of the enactment hereof.

Section 3. This Ordinance shall be accepted by the Duquesne Street Railway Company within thirty days after its passage or approval by a certificate of acceptance of all conditions and provisions thereof, the said certificate to be executed under the corporate seal of the Company duly attested by the President or Vice President and Secretary or Assistant Secretary thereof, and filed with the Controller of this City.

Section 4. That any ordinance or part of ordinance, conflicting with the provisions of this ordinance, be and the same is hereby repealed so far as the same affects this ordinance.

Passed July 10, 1922.

Approved July 17, 1922.

Ordinance Book 33, Page 487.

No. 234

AN ORDINANCE—Granting unto the Mt. Washington Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy certain streets and highways in the City of Pittsburgh, subject to the terms and conditions herein provided.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mt. Washington Street Railway Company, its successors, lessees and assigns shall have the right and it is hereby authorized to enter upon, use and occupy for the purpose of its street railway, the streets and highways included in the following route, to-wit:

Beginning at a point on the north-bound track of the Mt. Washington Street Railway Company on Sycamore street about 50 feet south of its intersection with East Carson street; thence in a southeasterly and easterly direction by a single track right-hand branch-off to a point of connection with the eastbound track of the Pittsburgh and Birmingham Traction Company on East Carson street at a point about 110 feet east of the intersection of East Carson street with Sycamore street.

And to construct, maintain and operate and use a railway track on the route hereinbefore mentioned, and to operate its cars thereon, and to use electricity as a motive power, and to erect, maintain and use in the streets and highways before mentioned, such posts, poles and other supports as said company may deem convenient for the support and maintenance of its overhead system and for the operation of its railway; subject, however, to the provisions of an ordinance approved February 25, 1890, entitled, "A General Ordinance relating to the entry upon, over or under, or the use or occupation of any street, lane or alley or any part thereof for any purpose by passenger or street railway companies or by companies operating passenger or street railways, and providing reasonable regulations pertaining thereto for the public convenience and safety."

Section 2. This Ordinance shall be subject to all the provisions of an agreement made the 20th day of December, 1921, between the City of

Pittsburgh, the Philadelphia Company and the Pittsburgh Railways Company. The rights and privileges herein granted shall continue for a term of ten years from the date of the enactment thereof.

Section 3. This ordinance shall be accepted by the Mt. Washington Street Railway Company within thirty days after its passage or approval by a certificate of acceptance of all conditions and provisions thereof, the said certificate to be executed under the corporate seal of the Company duly attested by the President or Vice-President and the Secretary or Assistant Secretary thereof, and filed with the Controller of this City.

Section 4. That any ordinance or part of ordinance conflicting with the provisions of this ordinance, be and the same is hereby repealed so far as the same affects this ordinance.

Passed July 10, 1922.

Approved July 17, 1922.

Ordinance Book 33, Page 488.

No. 235

AN ORDINANCE—Granting unto the Hardie Brothers Company, its successors and assigns, the right to construct, maintain and use a switch track on and across Pike street at 14th street for the purpose of conveying materials, etc., from the Pennsylvania Railroad Company's track to the Hardie Brothers Company's property, 2nd Ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Hardie Brothers Company, its successors and assigns, be and are hereby given the right and authority, at its own cost and expense, to construct, maintain and use a switch track on and across Pike street located approximately 98 feet east of the western building line of 14th street at a point of switch, track of the Pennsylvania Railroad Company; thence westwardly on and across Pike street for an approximate distance of 166 feet to a point 7' 4" out from the property of Hardie Brothers Company, thence westwardly for an approximate distance of 237 feet parallel to the said property on Pike street, the said track to be paved between rails and a foot

on either side crossing Pike street, said paving to extend to building, along the property of the Hardie Brothers Company, character of materials and construction to be approved by the Director of the Department of Public Works for the purpose of conveying materials, etc., to the Hardie Brothers Company's property, 2nd Ward, Pittsburgh, Pa.

The said track shall be constructed in accordance with the provisions of this ordinance and in accordance with the plan hereto attached and identified as Accession No. A-185, Folder "A", in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed Switch Track on and across Pike street for Hardie Brothers Company, 2nd Ward, Pittsburgh, Pa."

Section 2. The said company prior to the beginning of construction of switch track shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans showing location and all details for the construction of said track and the said plan and construction of track shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of track on City streets, and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said switch track. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the

City of Pittsburgh without liability reserves the right to cause the removal of the said track upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance or Council to the said Hardie Brothers Company, its successors and assigns, to that effect; and that the said grantee shall when so notified, at the expiration of the said six months, forthwith, remove the said track and replace the street to its original condition, at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and sub-surface structures therein, by reason of the construction, maintenance and use of the said switch track, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This ordinance shall become null and void unless within thirty (30) days after its passage and approval the Hardie Brothers Company shall file with the City Controller its certificate of acceptance of the provisions thereof.

Section 8. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 10, 1922.

Approved July 17, 1922.

Ordinance Book 33, Page 489.

No. 236

AN ORDINANCE—Requiring all public service corporations or other persons occupying Warrington avenue, from Brownsville avenue to Heberman avenue, for furnishing electric light, heat or power to the public, or operating telegraph or telephone lines, to place their wires and cables underground and removing all overhead structures thereon, and prescribing regulations therefor and reserving to the City of Pittsburgh certain rights in said underground system, to be constructed under the provisions of this ordinance.

Whereas, it is deemed advisable for the general public interest and welfare, that the poles, wires and cables now located on Warrington avenue, from Brownsville avenue to Haberman avenue, should be removed and the wires and cables should be placed in conduits underground, and

Whereas, the City of Pittsburgh is about to widen Warrington avenue from Brownsville avenue to Haberman avenue, and this is an advantageous time to provide for the placing of all wires, cables and other overhead structures on this highway, underground. Now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That all service corporations and other corporations and persons having poles and overhead wires and cables erected and constructed or Warrington avenue, from Brownsville avenue to Haberman avenue, be and they are hereby directed and required to promptly provide for the removal of the same, and permission is hereby given to such companies or persons to commence within sixty (60) days after the passage of this ordinance, the construction of the necessary conduits and other underground structures necessary for the placing of the said wires and cables underground.

Section 2. That all public service corporations and other corporations or persons having overhead poles or wires on the aforesaid streets shall have the right to erect and maintain terminal poles or other devices within the limits of each block and overhead cables or wires may be distributed from such terminal poles or other devices to such places within such blocks as consumers may require, but no overhead cables or wires shall be constructed or maintained between the terminal pole or other device in one block and any such terminal pole or device in another block.

Section 3. That all public service corporations or other corporations or persons having overhead poles or wires on any of the aforesaid streets shall, upon the removal of such wires and poles, repair in good order the sidewalk and paving of said street under the direction and to the satisfaction of the Director of the Department of Public Works of the City of Pittsburgh.

Section 4. Where the City has any of its lines upon any poles required to be removed under this ordinance, the companies owning or maintaining said poles shall first remove their own lines and wires from such poles and place the same underground and when that is done the City shall remove its lines and wires from said poles and place the same in the conduit, and thereupon the companies owning and maintaining the poles shall immediately remove the same and restore the highway to its original condition.

Section 5. All work which is required to be done under the provisions of this ordinance shall be done in accordance with the provisions of an ordinance of the City of Pittsburgh, approved May 22, 1895, and recorded in Ordinance Book, Vol. 10, Page 292, entitled, "General Ordinance relating to the entry upon, use and occupation of highways of the City of Pittsburgh by corporations supplying electric light heat and power to the public or operating telegraph or telephone lines and providing regulations pertaining thereto, the said City of Pittsburgh reserving to itself all rights conferred upon said City the provisions of the said general ordinance.

Section 6. The entire system of every such company and all the devices, means, appliances and apparatus and every part thereof of such corporations, insofar as the same may affect, relate to or endanger the safety of the public or the police and fire apparatus lines of said City shall at all times be open to the inspection and be under the supervision and subject to the approval and control of the Director of the Department of Public Safety.

Section 7. Any violation of the provisions of this ordinance shall subject the person or persons so offending to a fine or penalty of not less than \$5.00 nor more than \$20.00.

Every day on which said person or persons shall fail to comply with the provisions of this ordinance shall constitute a separate offense and all such fines and penalties shall be recovered with cost to be collected as fines are now collected by law. Provided, however, that no person or persons shall be liable to fine under the provisions of this ordinance if interfered with in complying with the requirements of this ordinance by any act of the City of Pittsburgh, whether failure to make

or complete the improvements proposed on said streets or otherwise, and the Director of the Department of Public Works of the City of Pittsburgh is hereby authorized and directed to extend the time in which said overhead wires are to be placed underground as may be necessary on account of delays in undertaking or completing the said improvements on said streets of the City of Pittsburgh.

Section 8. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 10, 1922.

Approved July 17, 1922.

Ordinance Book 33, Page 491.

No. 237

AN ORDINANCE — Empowering the Mayor and the Director of the Department of Public Works to enter into, execute and contract with, and deliver the same to Pittsburgh Wharf and Terminal Company, sub-leasing to said Company for use in conducting the business of a public wharf, a portion of the property leased to the City by the Western Pennsylvania Exposition Society on Duquesne way, fixing the rental under said lease, and fixing other terms and conditions of said contract of lease.

Whereas, Pittsburgh Wharf and Terminal Company is a corporation formed for the purpose of erecting, constructing, maintaining and operating a public wharf on the southerly banks of the Allegheny river, at or near the confluence of said river with the Monongahela river in the City of Pittsburgh, County of Allegheny and State of Pennsylvania, duly incorporated under an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to provide for the incorporation and regulation of certain corporations," approved the 29th day of April, A. D. 1874, and the several supplements thereto, and

Whereas, the Public Service Commission of the Commonwealth of Pennsylvania has granted a certificate of public convenience to Pittsburgh Wharf and Terminal Company for erecting, constructing, maintaining

and operating a public wharf upon the property hereinafter described, and

Whereas, Pittsburgh Wharf and Terminal Company has proposed to agree with the City of Pittsburgh for the purchase by lease of the right to use for the purposes mentioned the property hereinafter described, and

Whereas, it is for the best interests of the City of Pittsburgh and its citizens that Pittsburgh Wharf and Terminal Company do erect, construct, maintain and operate a public wharf on the property hereinafter described, Now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Public Works be, and they are hereby authorized and empowered to enter into, and execute and deliver on behalf of the City of Pittsburgh, a contract in writing, sub-leasing for a period of ten years from the first day of August, 1922, to Pittsburgh Wharf and Terminal Company, a corporation:

All that certain lot or piece of of ground bounded and described as follows:

The building known as Music Hall and the ground upon which the same is erected, together with sufficient ground in addition thereto to afford proper ingress and egress to said building, together with the right to use and occupy for ordinary wharf purposes, that portion of the wharf of the Allegheny River extending from the westerly line of said Music Hall eastwardly to the easterly line of Third street, for the rental of \$5,000 per annum, payable \$416.66 per month in advance on the first day of each and every month.

The Lessee shall have the exclusive use of the Music Hall and that portion of the wharf immediately to the north thereof and bounded by the roadway described in Section 4 and a line projected northwardly from the northeast corner of the Music Hall to low water line. As to that portion of the wharf bounded on the west by the last mentioned line, and on the east by the easterly side of Third street, the Lessee shall have the right to the use of the same jointly with the City of Pittsburgh and any other Lessees of the City of Pittsburgh as may be granted the right, said use to be di-

vided as may be determined by the Director of the Department of Public Works.

Section 2. The said Pittsburgh Wharf and Terminal Company shall have the right to use the said land and building described in Section 1 of this Ordinance for the erection, construction, maintenance and operation of a public wharf and landing, and shall have the right to erect, construct, maintain and operate the necessary derricks, bins, tracks, approaches, driveways and all other equipment and appurtenances that are or may be necessary to the maintenance and operation of such public wharf, and also shall have the right to make such changes, alterations and additions to said building as may be necessary and proper to fit the same for the use herein provided for, and the right to remove or cause to be removed from time to time, and upon the termination of this lease for any cause, any and all derricks, bins, tracks and other property which may be installed upon said premises under said lease, it being the intent and purpose of this Ordinance that the law of fixtures shall not apply to any such property so installed, and the Lessee shall remove the furniture and equipment now situated in the Music Hall and deliver them to the proper officer of the City in charge of City property. Said contract of sublease, hereby authorized, shall also contain such provisions, terms and conditions as the Mayor and the Director of the Department of Public Works may deem proper and necessary to protect the City's rights, and to carry out the purposes for which this lease is given.

Section 3. After the said lease shall have been in force for a period of five years, the City of Pittsburgh shall have the right to cancel the same at any time on six months' notice in writing to the Lessee, and at the end of the period mentioned in said notice the Lessee shall give up quiet and peaceful possession of the said leased premises to the City of Pittsburgh, in the same condition as at the time of the execution of this lease, reasonable wear and tear excepted.

Section 4. That certain strip of land 40 feet in width, extending from the Allegheny River Wharf to Duquesne way, and lying between the land and building hereinabove authorized to be leased to Pittsburgh

Wharf and Terminal Company and the land heretofore authorized to be leased to Inland Rivers Wharf Company, shall be paved and improved as a roadway, and shall during the continuance of the lease hereinabove provided for and any extension thereof, be and remain an open and public thoroughfare throughout its entire length, in which thoroughfare the public shall at all times have easement for the free and unobstructed passage to and from Duquesne way to the Allegheny River Wharf.

Section 5. The City shall reserve in said lease the right to change the physical condition of the wharf at any time and as often as may suit the convenience of the City, and the Lessee shall adjust its equipment to such changes and waive all damages for the cost of the same. The Lessee shall execute and deliver a bond to the City with surety to be approved by the Mayor in the sum of \$5,000, as security for the payment of the rent and restoration of the building at the expiration of the lease.

Section 6. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 10, 1922.

Approved July 19, 1922.

Ordinance Book 33, Page 493.

No. 238

AN ORDINANCE—Vacating Valley street, between Forty-First and Almond way, in the 9th Ward of the City of Pittsburgh:

Whereas, it appears by the petition and affidavit on file in the office of the city clerk, that the owners of all the property fronting or abutting upon the lines of Valley street, between Forty-First street and Almond way, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Valley street, between Forty-First street and Almond way, in the Ninth Ward of the City of Pittsburgh, as laid out in Wm. B. Foster's Plan of*

Lawrenceville, adopted by the Councils of the Borough of Lawrenceville, March 22, 1867, shall be and the same is hereby vacated.

Section 2. This ordinance, however, shall not take effect or be of any force or validity whatsoever, unless the Pittsburgh Rolls Corporation, owner of the property abutting upon Valley street, between Forty-first street and Almond way, shall, within thirty (30) days after the passage of this ordinance, pay into the Treasury of the City of Pittsburgh the sum of One Thousand (\$1,000.00) Dollars for the use of the City of Pittsburgh.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 17, 1922.

Approved July 21, 1922.

Ordinance Book 33, Page 495.

No. 239

AN ORDINANCE—Vacating a portion of an Unnamed way in the Fourth Ward of the City of Pittsburgh, from the easterly line of the Plan of the Estate of John Murdoch, Jr., to a point 92 feet westwardly therefrom:

Whereas, It appears by the petition and affidavit on file in the office of the City Clerk, that the owners of all the property fronting or abutting upon the lines of the aforesaid Unnamed way, from the easterly line of the Plan of the estate of John Murdoch, Jr., recorded in the Recorder's Office of Allegheny County Pennsylvania, in Plan Book, Volume 7, Page 131, to a point 92 feet westwardly therefrom, have petitioned the Council of the City of Pittsburgh to enact an Ordinance for the vacation of that portion of the above mentioned Unnamed way. Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a portion of an Unnamed way, in the Fourth Ward of the City of Pittsburgh, as shown on the Plan of the Estate of John Murdoch, Jr., recorded in the Recorder's Office of Allegheny

County, Pennsylvania, in Plan Book, Volume 7, Page 131, and hereinafter described, be and the same is hereby vacated,

Beginning at a point on the southerly line of the Unnamed way as shown on the Plan of the Estate of John Murdoch, Jr., recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Plan Book, Volume 7, Page 131, at the intersection of the easterly line of said Plan; said point being 127 feet (plus or minus) from the northerly line of Forbes street, measured along the easterly line of the Plan of the Estate of John Murdoch, Jr.; thence along the southerly line of the Unnamed way S. 46° 30' W., 92 feet to a point; thence N. 43° 30' W., 20 feet to a point on the northerly line of the said Unnamed way; thence along the northerly line of the Unnamed way N. 46° 30' E., 92 feet to the easterly line of the Plan of the Estate of John Murdoch, Jr., thence along the easterly line of said Plan S. 43° 30' E., 20 feet to the place of beginning, containing 1840 square feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 17, 1922.

Approved July 21, 1922.

Ordinance Book 33, Page 496.

No. 240

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making certain repairs to the Spahr Street Bridge over the Pennsylvania Railroad, the Millvale Avenue Bridge over the Pennsylvania Railroad, and the Schenley Park Bridge over the Pittsburgh Junction Railroad, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to

award a contract or contracts to the lowest responsible bidder or bidders for making the following repairs, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City:

	Estimated Cost
Spahr Street Bridge over the Pennsylvania Railroad— Minor structural repairs.....	\$ 1,500.00
Millvale Avenue Bridge over the Pennsylvania Railroad —Repairing tower of south approach	2,500.00
Schenley Park Bridge over Pittsburgh Junction Rail- road—Railing repairs	12,000.00
Total.....	\$16,000.00

Section 2. That for the payment of the cost thereof, the respective sums set forth in Section 1 of this ordinance, or so much thereof as may be necessary, amounting in the aggregate to Sixteen Thousand (\$16,000.00) Dollars, shall be and the same is hereby set aside and appropriated from Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on the said funds in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 17, 1922.

Approved July 21, 1922.

Ordinance Book 33, Page 497.

No. 241

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of five (5) more or less automobiles for the Department of Mayor, Bureau of Municipal Garage & Repair Shop.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the furnishing of five (5) more or less Automobiles for the Municipal Garage & Repair Shop, at a cost not to exceed the sum of Four thousand (\$4,000.00) dollars, and to include in exchange eleven (11) old automobiles, in accordance with an Act of Assembly entitled, "An Act for the government of Cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the Ordinances of Council in such cases made and provided; same to be chargeable to and payable from code account F-1038 Equipment and Machinery, Municipal Garage and Repair Shop.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 17, 1922.

Approved July 21, 1922.

Ordinance Book 33, Page 498.

No. 242

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of four (4) more or less automobiles for the Department of Public Safety, Bureau of Fire.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the furnishing of four (4) more or less automobiles for the Bureau of Fire at a cost not to exceed the sum of Thirty-five hundred (\$3,500.00) dollars, and to include in exchange five (5) old cars, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments

thereto and the Ordinances of Council in such cases made and provided; same to be chargeable to and payable from code account F-1468 Equipment, Bureau of Fire.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 17, 1922.

Approved July 21, 1922.

Ordinance Book 33, Page 499.

No. 243

AN ORDINANCE—Providing for the making of a contract for the purchase of one (1) motor truck chassis for the Bureau of Water.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Supplies of the City of Pittsburgh be, and they are hereby authorized to advertise for proposals and to award a contract to the lowest responsible bidder, for the purchase of one (1) motor truck chassis for the Bureau of Water, for the sum of One Thousand Three Hundred Forty-six Dollars (\$1,346.00), and the exchange of the present Autocar Truck of the Bureau of Water, all in accordance with the Act of Assembly, entitled, "An Act for the government of cities of the second class," approved the seventh day of March, A. D. 1901, and the different supplements and amendments thereto, and the ordinances of Council in such cases made and provided.

Section 2. That the sum of One Thousand Three Hundred Forty-six Dollars (\$1,346.00), or so much of the same as may be necessary, is hereby set apart and appropriated for the payment required for the above mentioned work, and that the said amount shall be paid out of Appropriation No. 1766, "Equipment," Bureau of Water.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 17, 1922.

Approved July 21, 1922.

Ordinance Book 33, Page 499.

No. 244

AN ORDINANCE—Fixing the width and position of the sidewalks and roadways and establishing the opening grades on Kincaid street and Reno way, as laid out and proposed to be dedicated as legally opened public highways by John E. Born in a plan of lots of his property in the 10th Ward, to be called the "Kincaid Park."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That upon the approval of a certain plan of lots, named "Kincaid Park," proposed to be laid out by John E. Born, in the tenth ward the width and position of the sidewalks and roadways and the grades to which Kincaid street and Reno way, as shown thereon, shall be accepted as opened public highways of the said city, shall be as hereinafter set forth.

KINCAID STREET

The easterly curb line shall begin at the northerly curb line of Young street; thence extending in a northerly direction parallel to and at a perpendicular distance of 11 feet; westwardly from the easterly street line for a distance of 571.81 feet to a point; thence by a curve having a radius of 16 feet for a distance of 39.2 feet, to a point on the center line of Kincaid street.

The westerly curb line shall begin on the northerly curb line of Young street; thence extending in a northerly direction parallel to and at a perpendicular distance of 11 feet eastwardly from the westerly street line for a distance of 589.05 feet to a point; thence by a curve having a radius of 16 feet for a distance of 39.2 feet to a point on the center line of Kincaid street.

The easterly and westerly sidewalks shall occupy that portion of the street lying between the easterly and westerly street lines and the curb lines as above described.

The roadway shall occupy the remaining portion of the street lying between the above described curb lines.

RENO WAY.

The roadway shall occupy that portion of the way lying between the easterly and westerly line of said

way and shall have a uniform width of 20 feet.

Section 2.

KINCAID STREET.

The grade of the easterly curb line of Kincaid street shall begin on the northerly curb line of Young street at an elevation of 248 feet; thence rising at a rate of 1% for a distance of 106 feet to a point of curve; to an elevation of 249.06 feet; thence by a concave parabolic curve for a distance of 100 feet to a point of tangent to an elevation of 252.66 feet; thence rising at a rate of 6.2% for a distance of 415.81 feet to an elevation of 275.34 feet; thence rising at a rate of 3% for a distance of 39.2 feet to an elevation of 276.52 feet.

RENO WAY.

The grade of the westerly line shall begin on the easterly curb line of Kincaid street at an elevation of 249.87 feet; thence rising at a rate of 5% for a distance of 13.06 feet to an elevation of 250.52 feet; thence rising at a rate of 16% for a distance of 307.13 feet to an elevation of 299.66 feet.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 17, 1922.

Approved July 21, 1922.

Ordinance Book 33, Page 500.

No. 245

AN ORDINANCE—Re-establishing the grade of Pemberton street, from Wapello street to Wickshire street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the north curb line of Pemberton street, from Wapello street to Wickshire street, be and the same is hereby re-established as follows, to-wit:

Beginning on the east curb line of Wapello street at an elevation of 248.52 feet (curb as set); thence by a concave parabolic curve for a distance of 90 feet to a point of tangent

to an elevation of 255.23 feet; thence rising at a rate of 14% for a distance of 74.12 feet to a point of curve to an elevation of 265.60 feet; thence by a concave parabolic curve for a distance of 126 feet to a point of tangent to an elevation of 283.90 feet; thence rising at a rate of 16.5% for a distance of 375.20 feet to the westerly line of Wickshire street to an elevation of 345.81 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 17, 1922.

Approved July 21, 1922.

Ordinance Book 33, Page 501.

No. 246

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Calvin street and Forty-fifth street, from a point about 130 feet east of Forty-fifth street, to the existing sewer crossing Forty-fifth street at Coltor street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on Calvin street and Forty-Fifth street, from a point about 130 feet east of Forty-fifth street, to the existing sewer crossing Forty-fifth street at Coltor street. Commencing on Calvin street at a point about 130 feet east of Forty-fifth street, thence westwardly along Calvin street to Forty-fifth street, thence northwardly along Forty-fifth street to the existing sewer crossing Forty-fifth street at Coltor street. Said sewer to be terra cotta pipe and 15 inches in diameter.

Section 2. The Mayor and the director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a

public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Eighteen Hundred (\$1,800.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 2. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any ordinance or part of ordinance conflicting with the provisions of this ordinance, be and the same is hereby repealed so far as the same affects this ordinance.

Passed July 17, 1922.

Approved July 21, 1922.

Ordinance Book 33, Page 502.

No. 247

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Orchlee avenue, from the crown west of McClure avenue, to the existing sewer on Brighton road. With a branch sewer on the west sidewalk of Shadeland avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on Orchlee avenue, from the crown west of McClure avenue, to the existing sewer on Brighton road. With a branch sewer on the west sidewalk of Shadeland avenue. Commencing on Orchlee avenue at the crown west of McClure avenue, thence eastwardly along Orchlee avenue to the existing sewer on Brighton road. Said sewer to be terra cotta pipe and fifteen (15") inches in diameter with nine (9") inch lateral sewers extending from the main sewer to points one foot inside the curb lines. With a

branch sewer on the west sidewalk of Shadeland avenue. Commencing on the west sidewalk of Shadeland avenue at a point about 45 feet north of Davis avenue, thence northwardly along the west sidewalk of Shadeland avenue to the sewer on Orchlee avenue. Said branch sewer to be terra cotta pipe and twelve (12") inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Seven Thousand (\$7,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 17, 1922.

Approved July 21, 1922.

Ordinance Book 33, Page 503.

No. 248

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to enter into an agreement for and on behalf of the City of Pittsburgh with the Joseph Horne Company providing for the repaving of certain portions of Stanwix street and Duquesne way, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into an agreement for and on behalf of the City of Pittsburgh providing for the repaving of certain portions of Stanwix street and Duquesne way in the following language:

ARTICLES OF AGREEMENT

This agreement made and entered into by the City of Pittsburgh, a municipal corporation of the Commonwealth of Pennsylvania, executed in this behalf by W. A. Magee, Mayor and Chas. A. Finley, Director of the Department of Public Works, and the Joseph Horne Company, a corporation, witnesseth:

Whereas, it has become necessary to repave portions of Stanwix street and Duquesne way on account of their physical condition which was partly caused by the Joseph Horne Company in the erection and construction of its new building at the corner of said streets, now therefore,

It is agreed that the Joseph Horne Company shall, according to the plans and specifications of the City of Pittsburgh, repave the easterly shoulder of Stanwix street, from Duquesne way for a distance of approximately 250 feet southwardly therefrom, and the southerly shoulder of Duquesne way, from Stanwix street eastwardly a distance of approximately 148 feet therefrom. Said work shall be commenced and completely finished not later than days from the signing of this agreement.

The total cost of said improvement shall be paid by the Joseph Horne Company in the first instance and fifty (50%) per centum of the cost of Work on Stanwix street and 83% per centum of the cost of work on Duquesne way shall be reimbursed to said Joseph Horne Company on April 1, 1923.

The estimated total cost of repaving Stanwix street and Duquesne way between the above described points is Two Thousand Six Hundred Ten (\$2,610.00) Dollars and One Thousand Three Hundred and Twenty-five (\$1,325.00) Dollars respectively.

The City of Pittsburgh agrees to provide for the payment of the City's share of the cost of this improvement

by including the sum of \$2,500.00 or so much thereof as may be necessary in the appropriation to be made for street repaving for the year of 1923.

Said work shall be done under the supervision of the Director of the Department of Public Works. The Joseph Horne Company shall at its own expense, reconstruct curbing along said improvement, said work not to be included in the contract herein provided for.

This agreement entered into on behalf of the City of Pittsburgh pursuant to an Ordinance of Council approved by the Mayor this day of 1922, recorded in Ordinance Book, Vol., Page

In witness whereof the parties of this agreement have caused same to be duly executed this day of 1922.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 17, 1922.

Approved July 21, 1922.

Ordinance Book 33, Page 504.

No. 249

AN ORDINANCE — Appropriating and setting aside from the Boulevard of the Allies Improvement Bonds, Bond Fund Appropriation No. 207, an additional sum of Thirty Thousand (\$30,000.00) Dollars, for the payment of the cost of completing the grading, regrading, paving, repaving, curbing, recurbing, the construction of approaches and viaducts thereon, and otherwise improving the Boulevard of the Allies, from Grant street to Gist street, and from a point 346.96 feet East of Seneca street to Craft avenue, and the grading, regrading, paving, curbing, recurbing, and otherwise improving of the streets and avenue affected thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby set apart and appropriated from Boulevard of the Allies Improvement Bonds, Bond Fund Appropriation No. 207, an additional sum

of Thirty Thousand (\$30,000.00) Dollars for the payment of the cost of completing the grading, regrading, paving, repaving, curbing, recurb-ing, the construction of approaches and viaducts thereon, and otherwise im-proving the Boulevard of the Allies, from Grant street to Gist street, and from a point 346.96 ft. East of Seneca street to Craft avenue, and the grad-ing, regrading, paving, repaving, curb-ing, recurb-ing, and otherwise improv-ing of the streets and avenue affected thereby, and the Mayor and the Con-troller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of completing said work.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 17, 1922.

Approved July 21, 1922.

Ordinance Book 33, Page 505.

No. 250

AN ORDINANCE — Authorizing and directing the Mayor of the City of Pittsburgh to make, execute and de-liver in the name of and for the City of Pittsburgh, a contract with The Brownsville Avenue Street Railway Company, West Liberty Street Rail-way Company, Pittsburgh and Char-leroi Street Railway Company, Pitts-burgh and Birmingham Traction Com-pany, United Traction Company of Pittsburgh, Pittsburgh Railways Com-pany and C. A. Fagan, W. D. George and S. L. Tone, Receivers of the Pitts-burgh Railways Company, for the temporary abandonment of one of the tracks of the double track street rail-way on Brownsville avenue, from War-rington avenue to Carson street, in the Seventeenth and Eighteenth Wards of the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor of the City of Pittsburgh be and he is hereby authorized and directed to make, execute and deliver in the name of the City of Pittsburgh and for the City of Pittsburgh, the following contract with The Browns-

ville Avenue Street Railway Com-pany, West Liberty Street Railway Company, Pittsburgh & Charleroi Street Railway Company, Pittsburgh & Birmingham Traction Company, United Traction Company of Pitts-burgh, Pittsburgh Railways Company and C. A. Fagan, W. D. George and S. L. Tone, Receivers of the Pitts-burgh Railways Company and affix thereto the corporate seal of the said City.

ARTICLES OF AGREEMENT.

Made and entered into this..... day of, A. D. 1922, by and between The Brownsville Avenue Street Railway Company, West Lib-erty Street Railway Company, Pitts-burgh & Charleroi Street Rail-way Company, Pittsburgh & Bir-mingham Traction Company, United Traction Company of Pittsburgh, Pittsburgh Railways Company, and C. A. Fagan, W. D. George and S. L. Tone, Receiv-ers of the Pittsburgh Railways Com-pany, all hereinafter referred to col-lectively as "Railway Companies", parties of the first part, and the City of Pittsburgh, a municipal corporation of the City of Pittsburgh, party of the second part.

WITNESSETH

Whereas, An Act of Assembly of the Commonwealth of Pennsylvania approved on the 3rd day of May, 1905, P. L. 379, authorizes the making of contracts between Cities, Boroughs, and Townships of the one part and street passenger railway companies and motor power companies of the other part, "to secure the removal of any street railway tracks already laid, etc," and this contract is entered into pursuant to the provisions of said Act of Assembly; and

Whereas, the said City of Pittsburgh did by ordinance passed by Councils on the 4th day of October, 1897 and approved by the Mayor on the 7th day of October, A. D. 1897, grant un-to the Brownsville Avenue Street Rail-way Company, its successors, lessees and assigns, the right to acquire, hold and use the rights theretofore grant-ed to the Birmingham Street Railway Company, its successors, lessees and assigns by ordinance passed by Coun-cils the 11th day of November, A. D. 1895, and approved by the Mayor the 15th day of November A. D. 1895, to enter upon, use and occupy for the purposes of its railway, the follow-ing streets and avenues in said City, viz:

"Beginning at the Eastern terminus of Arlington avenue; thence along Arlington avenue to Brownsville avenue, along Brownsville avenue to Carson street, etc."

Whereas, said The Brownsville Avenue Street Railway Company, and its predecessor the Birmingham Street Railway Company, pursuant to the above recited ordinances constructed the double track railway now in use on that portion of said route on Brownsville avenue, between Warrington avenue and Carson street hereinafter mentioned; and

Whereas, West Liberty Street Railway Company by virtue of an agreement dated July 3rd, 1900, between it and the said The Brownsville Avenue Street Railway Company, et al, owns a perpetual right-of-way over the tracks of The Brownsville Avenue Street Railway Company on Brownsville Avenue from the corner of Warrington (formerly Washington) Avenue to Carson street; and Pittsburgh & Charleroi Street Railway Company, by virtue of an agreement dated May 23rd, 1902, between it and United Traction Company of Pittsburgh, et al, was granted the right to operate its cars over, inter alia, that portion of Brownsville avenue between Washington (now Warrington) avenue to Carson street for a period of 900 years; and Pittsburgh & Birmingham Traction Company owns and controls all the stock of, and is lessee for a term of 999 years, of the property and franchises of both The Brownsville Avenue Street Railway Company and West Liberty Street Railway Company; and United Traction Company of Pittsburgh is lessee for a term of 900 years of the property and franchises of both Pittsburgh & Birmingham Traction Company and Pittsburgh & Charleroi Street Railway Company; and Pittsburgh Railways Company owns all the capital stock of Pittsburgh & Charleroi Street Railway Company; and by virtue of an operating agreement dated January 1st, 1902, between United Traction Company of Pittsburgh and Pittsburgh Railways Company, all the property and franchises of said United Traction Company of Pittsburgh are now in the possession of and being operated by C. A. Fagan, W. D. George and S. L. Tone, Receivers of the Pittsburgh Railways Company, appointed by the United States District Court for the Western District of Pennsylvania at No. 201 May Term, 1918; and

Whereas, the City of Pittsburgh deems it necessary for the public benefit and convenience that the Railway Companies shall temporarily abandon one of the tracks of their double track street railway on Brownsville Avenue between Warrington avenue and Carson street in the Seventeenth and Eighteenth Wards of the City of Pittsburgh and cease to use the same and is willing to keep said portion of said street free from street railway tracks, except the one remaining track of the Railway Companies, during the term of this agreement, and the Railway Companies are willing to temporarily abandon one of the tracks of their double track street railway on said portion of said street hereinbefore described, on the terms and conditions hereinafter recited.

NOW THEREFORE, THIS AGREEMENT WITNESSETH

That the parties hereto in consideration of the mutual covenants and conditions herein recited do mutually agree as follows, each binding itself, its successors and assigns to the other, its successors and assigns:

FIRST: The Railway Companies agree that they will temporarily abandon one of the tracks of their double track street railway on Brownsville avenue between Warrington avenue and Carson street in the Seventeenth and Eighteenth Wards of the City of Pittsburgh, and will cease to operate street cars along and over said track for the term hereinafter mentioned.

SECOND. This agreement shall be in effect for forty-nine (49) years from the date hereof, provided, however, that the Railway Companies, their successors and assigns or any of them shall have the right at any time previous to the end of the term above provided, if they deem it necessary for the improvement of the service, to reconstruct said railway track and appurtenances upon said street and to connect said railway track with the railway tracks on the streets and avenues of the said City in the same manner as they are connected at the date hereof and shall have the same rights and privileges as they had before said track and appurtenances were removed and this agreement shall thereupon terminate and be of no further effect. Upon the expiration of term of this agreement or the termination of the same for any reason the Railway Companies may reconstruct said railway tracks

and appurtenances upon said street of the said City of Pittsburgh in the same manner as they are connected at the date hereof, and with the same rights and privileges as they had before said track and appurtenances were removed.

In the event, however that the entire railway system in Pittsburgh is unified and consolidated into one single ownership, and the various mortgages on said system satisfied and a general mortgage covering the entire system issued in lieu thereof, the right and permission which the Railway Companies have to relay their track on said street shall be terminated subject to the provisions hereof that the Public Service Commission may direct that the facilities and service be restored.

THIRD. In case of the foreclosure of any of the following mortgages:

(a) Mortgage of The Brownsville Avenue Street Railway Company to Fidelity Title & Trust Company of the City of Pittsburgh, Trustee, dated October 1st, 1896 and recorded in the Recorder's Office of Allegheny County, Pennsylvania in Mortgage Book, Volume 196, Page 1, or

(b) Mortgage of West Liberty Street Railway Company to Pittsburgh Trust Company of Pittsburgh, Trustee, dated August 28th, 1900, and recorded in the Recorder's Office aforesaid in Mortgage Book, Volume 932, Page 623, or

(c) Mortgage of Pittsburgh & Charleroi Street Railway Company to Union Trust Company of Pittsburgh, Trustee, dated May 1st, 1902 and recorded in the Office of said Recorder in Mortgage Book, Volume 1031, Page 221, or

(d) Mortgage of Pittsburgh & Charleroi Street Railway Company to Union Trust Company of Pittsburgh, Trustee, dated September 1, 1913, and recorded in the Office of said Recorder of Deeds in Mortgage Book, Volume 1522, Page 77, or

(e) Mortgage of Pittsburgh & Birmingham Traction Company to The Fidelity Insurance, Trust and Safe Deposit Company of Philadelphia, Trustee, dated November 20th, 1889 and recorded in said Recorder's Office in Mortgage Book, Volume 493, Page 111, or

(f) Mortgage of United Traction Company of Pittsburgh to Maryland

Trust Company of the City of Baltimore, Trustee, dated July 9th, 1897 and recorded in the Recorder's Office aforesaid in Mortgage Book, Volume 818, Page 8, or

(g) Any mortgage given in renewal or substitution of the mortgages hereinbefore referred to, the purchaser or purchaserers at judicial sale, or the company or companies organized by such purchaser or purchasers, shall have the right at any time thereafter, to reconstruct, or cause to be reconstructed, the railway tracks and appurtenances so abandoned and connect the same with the other street railway tracks on the streets and avenues of said City in the same manner as they are connected at the date hereof, at such time as such purchaser or purchasers of such company or companies may desire, and operate street railway cars thereon.

In the event of the termination, for any reason, of the agreement of lease between the Pittsburgh and Birmingham Traction Company and the United Traction Company of Pittsburgh dated January 1, 1902, the Brownsville Avenue Street Railway Company and for the Pittsburgh and Birmingham Traction Company shall thereupon have the right at any time thereafter to re-lay and reconstruct the railway tracks on appurtenant operating system so abandoned and relocate the remaining tracks substantially in the location in which the said tracks now are and to connect the said tracks with other street railway tracks on the streets and avenues of the City of Pittsburgh in the same manner as they are connected on the date hereof and to operate the street railway cars thereon and thereover.

FOURTH. The City of Pittsburgh covenants and agrees that it will permit such temporary abandonment of said railway track on said portion of Brownsville avenue and during the continuance of this agreement municipal consent shall not be granted to any other company or individual to use or occupy the portion of said street covered by this track for street railway purposes in accordance with the provisions of the said Act of Assembly.

FIFTH. The said Railway Companies may relocate their remaining track and necessary turnouts, in accordance with plans approved by the Director of the Department of Public Works.

SIXTH. The Receivers of the Company shall repave the aforesaid portion of Brownsville avenue from which said track is removed pursuant to this agreement, and thereafter it shall be relieved of all responsibility to pave, repave, maintain, keep clean and repair the aforesaid portion of Brownsville avenue until such time as the said railway track may be reconstructed and used. All the provisions of this ordinance shall be subject to the provisions of the General Ordinance of the City of Pittsburgh approved February 25, 1890, except as otherwise provided herein.

This agreement shall not go into effect until approved by the Public Service Commission of the Commonwealth of Pennsylvania and all parties hereto agree that the Public Service Commission may at any time, order the track relaid and the service thereover resumed.

IN WITNESS WHEREOF, the said Railway Companies have caused their corporate seals to be hereunto affixed, attested by their respective Secretaries or Assistant Secretaries, and this contract to be signed by their respective Presidents or Vice Presidents, and the Receivers have hereunto affixed their signatures pursuant to an Order of the United States District Court for the Western District of Pennsylvania, at No. 201 May Term, 1918, and bearing date of 1922, and this contract is signed and executed in the name of the City of Pittsburgh and for the City of Pittsburgh by its Mayor and the seal of the said City is, by the Mayor hereto affixed, he having been duly authorized so to do by ordinance of council of said City, all done the day and year aforesaid.

THE BROWNSVILLE AVENUE
STREET RAILWAY COMPANY

BY
President

ATTEST:

.....
Secretary

WEST LIBERTY STREET
RAILWAY COMPANY

BY
President

ATTEST:

.....
Secretary

PITTSBURGH & CHARLEROI
STREET RAILWAY COMPANY

BY
President

ATTEST:

.....
Secretary

PITTSBURGH AND BRIDG-
HAM TRACTION COMPANY

BY
President

ATTEST:

.....
Secretary

UNITED TRACTION COMPANY
OF PITTSBURGH

BY
President

ATTEST:

.....
Secretary

PITTSBURGH RAILWAYS
COMPANY

BY
President

ATTEST:

.....
Secretary

Receivers, Pittsburgh Railways
Company

ATTEST:

.....
Secretary

CITY OF PITTSBURGH

BY
Mayor

ATTEST:

.....
Secretary

Section 2. That any ordinance or part of ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same effects this Ordinance.

Passed July 17, 1922

Approved July 25, 1922.

Ordinance Book 33, Page 506.

No. 251

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with the Pennsylvania Railroad Company, operating Pittsburgh, Fort Wayne and Chicago Railway, for the removal of the present Island Avenue Bridge superstructure and the replacement and maintenance of the Island Avenue Bridge over the tracks and right-of-way of the Pittsburgh, Fort Wayne and Chicago Railway.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to make, execute and deliver in the name of the City of Pittsburgh and for the City of Pittsburgh the following contract with the Pennsylvania Railroad Company, operating the Pittsburgh, Fort Wayne and Chicago Railway, and affix thereto the corporate seal of the said City of Pittsburgh.

AGREEMENT.

This agreement, between the Pennsylvania Railroad Company, operating Pittsburgh, Fort Wayne and Chicago Railway, as first party, herein called the Railroad Company, and the City of Pittsburgh, a municipal corporation in Allegheny County, State of Pennsylvania, as second party, herein called the City;

WITNESSETH.

Whereas, under an ordinance of the City of Allegheny, predecessor of the City of Pittsburgh, enacted July 18, 1883, a certain bridge was constructed by the Railroad Company over and across its tracks at Island Avenue, in said City, and during the year 1910 the Railroad Company rebuilt the said bridge, in connection with other of its improvements; and

Whereas, the City now desires to rebuild said bridge, and the parties hereto desire to enter into an agreement providing for the removal of the present structure and the building and maintenance of said new bridge;

Therefore, it is mutually agreed between the parties hereto as follows:

FIRST: The City shall and will, at its own sole cost and expense, remove the present bridge superstructure and construct the new bridge, at the point in the manner shown on print of plan No. 9363, dated January, 1922, marked "Exhibit A", identified by the signatures of the Chief Engineer, M. of W. of the Railroad Company, and Director of Dept. of Public Works of the City, attached hereto and made a part hereof.

SECOND: The present superstructure shall be deemed and is hereby declared to be the property of the City, and the Railroad Company disclaims any ownership or property therein, and upon completion of the new bridge, the same shall become and be the property of the Railroad Company, and the City hereby disclaims any ownership or property therein.

THIRD: Prior to the commencement of any work for the removal of the present bridge or construction of the new bridge, the City shall prepare and submit to the Railroad Company proper plans and specifications of said new bridge and the method of removing the old bridge and erection and construction of the new bridge for approval in writing, when satisfactory to the Railroad Company.

FOURTH: The clearance between the lowest projection of the new bridge and top of rails of the Railroad Company under and beneath the same, shall be not less than 19 feet 5½ inches.

FIFTH: The City hereby releases and waives any and all right to ask for or demand compensation and damages from the Railroad Company by reason of loss and damage to property and injury to or death of persons, caused by or in any manner growing out of the removal of the present bridge structure and the construction of the new bridge, whether attributable to the fault, failure or negligence of the Railroad Company, or otherwise, and hereby agrees to indemnify, protect, and save harmless the Railroad Company from claims and demands for damages, caused by or in any manner growing out of the removal of said present bridge superstructure and the construction and erection of said new bridge, and whether attributable to the fault, failure or negligence of the Railroad Company, or otherwise.

SIXTH: Upon final completion of said bridge to the satisfaction of the Railroad Company, then said Railroad Company agrees and binds itself, at its own sole cost and expense, to properly maintain the abutments, pier and superstructure of said bridge and stairway leading from said superstructure to Gironde street; also the fence along the north side of the south approach, and the City shall, at its sole cost and expense, maintain said approach, all roadway and sidewalk paving on said bridge and approach.

SEVENTH: In the event that the City shall at any time hereafter grant the use of or permit the use of said bridge by any electric railway company, or for the moving of electric or other traction cars over and across same, then said City shall pay or contribute to the Railroad Company or arrange for the contribution or payment of said Railroad Company of any equitable proportion of the cost of maintenance of said bridge.

SEVENTH-A: The City may place upon the structure such wires, pipe and conduit lines as it may deem necessary for public service, and the City may further grant permission to public utility companies to place wires, pipe and conduit lines on the bridge. All lines, however, shall be subject to the approval of the Railroad Company in so far as the safety of the structure, the attachment thereto and the clearance underneath the bridge are concerned.

EIGHTH: This agreement shall take effect upon its execution by the parties hereto after its terms and conditions have been accepted by ordinance or resolution duly enacted by said City and said City shall provide and furnish to said Railroad Company, free of costs, two certified copies of said ordinance or resolution.

NINTH: It is understood and agreed that neither the purpose nor intent nor the obligation of this contract, if and when approved by the Public Service Commission of the Commonwealth of Pennsylvania, is such as to impair or in any wise affect the exercise by said Commission of any of the Powers vested in it by the Public Service Company Law, approved July 26, 1913.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed in duplicate this day of A. D. 1922.

WITNESS:

THE PENNSYLVANIA
RAILROAD COMPANY,
Operating Pittsburgh, Fort
Wayne and Chicago Railway.

BY

ATTEST:

CITY OF PITTSBURGH

BY

ATTEST:

WITNESS

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 17, 1922.

Approved July 25, 1922.

Ordinance Book 33, Page 511.

No. 252

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with the Valley Camp Coal Company for the mining of coal from the City mine located on property of the City at Mayview, and declaring that a public emergency exists.

Whereas, a strike in the coal mines is pending, and it is imperative that the City of Pittsburgh secure adequate coal to use in supplying water to the citizens of the City of Pittsburgh and for other necessary municipal purposes, and there is danger that the supply of coal cannot be otherwise secured; and

Whereas, a public emergency exists.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works of the City of Pittsburgh be, and they are hereby authorized to enter into a contract with the Valley Camp Coal Company, a Pennsylvania corporation, in the following form, to-wit:

AGREEMENT.

This contract, made and concluded this day of July, A. D. 1922, by and between the City of Pittsburgh, hereinafter called "City" first party,

and the Valley Camp Coal Company, a corporation organized and existing under the laws of the Commonwealth of Pennsylvania, hereinafter called the "Company", second party,

WITNESSETH:

The parties hereto, for and in consideration of the mutual covenants and agreements herein contained, agree as follows:

1. The Company shall proceed forthwith to mine coal from the city mine, located on the property of the City at Mayview, from day to day, in quantities sufficient for the use of the Water Department and all other City Bureaus and Departments, and to deliver the same in such quantities and to such points in the City of Pittsburgh as they may be directed so to do by the Director of the Department of Public Works.

2. The Company shall pay the City a royalty of fifteen cents per ton for all coal mined by it under this contract.

3. The coal for the Bureau of Water so mined shall be delivered by the Company to the City under the terms of the existing contract between the Company and the City for the furnishing of coal by the Company to the City, and the coal furnished hereunder shall be delivered under the provisions of the existing contract and subject to its terms.

4. No coal hereunder shall be used for any other purpose than for the municipal purposes of the City of Pittsburgh in its various Departments and a breach of this condition shall terminate this contract at the election of the Company.

5. The Company agrees that it will employ the workmen at present employed by the Department of Charities of the City of Pittsburgh in and about said mine, and that it will pay them as wages not less than the present rate of wages provided in the General Salary Bill of the City of Pittsburgh now in force, and that it will pay the miners employed by it, the rate of wages now established by the Miners' Union.

6. It is understood and agreed by and between the parties hereto that the payment for coal supplied to the City for use at its buildings at Mayview shall be the present cost per ton to the City for the coal now used by

it, as determined by the average cost for three months next preceding and as determined by the books of the Department of Charities.

7. The price of any coal furnished by the Company to the City in excess of the quantities specified in the original contract between the Company and the City, and other than coal specified in paragraph six hereof, shall be the actual cost to the Company at the point of delivery specified by the Director of the Department of Public Works.

8. The said Company shall operate said mine as an independent contractor, and shall be liable for all the expenses and risks incident to said operation, and shall conduct the entire mining operation in accordance with good mining practice, and shall leave sufficient coal in place to adequately support the surface of the land.

9. Nothing contained in this contract, except as herein expressly provided, shall in anywise alter or impair the obligation of the existing contract between the Company and the City, or relieve the Company from the obligation to furnish coal thereunder.

10. The Company shall have the right to use such equipment as is upon the premises for the purpose of performing this contract, and shall upon the termination hereof return the said equipment in as good condition as it was when received, subject to reasonable wear and tear.

11. The Company shall have the right at the termination of this agreement to remove from the premises any equipment placed thereon by it.

12. In the event of any dispute arising under this contract as to the interpretation of the contract or the proper execution thereof, or as to the settlement thereunder, or in the event of any disagreement as to any question or matter whatever, which may arise or be in dispute under the contract, or the terms or conditions thereof, such disagreement, controversy or dispute shall be immediately inquired into and decided by the Director of the Department of Public Works, whose decision thereon shall be final and conclusive as to all matters in controversy as aforesaid, without exception or appeal, and all rights or right of action at law, in equity, or otherwise, under and by virtue of this contract are hereby expressly waived.

13. This contract shall remain in force until the second day of January, 1923, provided, however, that the City of Pittsburgh, through the Director of the Department of Public Works, shall have the right to terminate the contract at any time prior thereto upon five (5) days' written notice to the Company of its intention so to do.

IN WITNESS WHEREOF, the City of Pittsburgh has caused this contract to be signed by its Mayor and its corporate seal to be affixed hereto, attested by the Secretary, and to be signed by the Director of the Department of Public Works of said City, and the said Company has caused these presents to be signed by its President, attested by its Secretary, and its corporate seal to be hereto affixed, pursuant to a Resolution of its Board of Directors passed the day of July, 1922.

ATTEST:

Secretary

ATTEST:

ATTEST:

Secretary.

Countersigned:

City Controller.

Approved as to form:

City Solicitor.

CITY OF PITTSBURGH

By Mayor.

Director of Department of Public Works.

VALLEY CAMP COAL CO.

By President.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 26, 1922.

Approved July 26, 1922.

Ordinance Book 33, Page 514.

No. 253

AN ORDINANCE — Authorizing the the Mayor and the Director of the Department of Public Works to

advertise for proposals and to award a contract or contracts for the construction of relief sewers on Howe street and College avenue, on Beechview avenue and Parody way and on Morewood avenue and Ellsworth avenue, and the reconstruction of the existing sewer on Canopolis street, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of relief sewers on Howe street and College avenue, on Beechview avenue and Parody way and on Morwood avenue and Ellsworth avenue, and the reconstruction of the existing sewer on Canopolis street, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and Ordinances governing said City.

LOCATION OF SEWERS TO BE CONSTRUCTED AND RECONSTRUCTED

Howe street and College avenue, from the existing sewer at Stratton Lane to the existing 36-inch brick sewer at Elmer street; 24-inch and 30-inch pipe sewer \$18,700.00

Beechview avenue and Parody way, from points about 250 feet north and south of Parody way, thence eastwardly along Parody way to the existing sewer on Parody way about 100 feet west of Beechview avenue; 15-inch and 18-inch terra cotta pipe sewer..... 3,000.00

Morewood avenue and Ellsworth avenue, from the existing sewer on Morewood avenue at a point about 200 feet south of Ellsworth avenue, to the existing sewer crossing at a point about 200 feet south of Ellsworth avenue, to the existing sewer crossing Ellsworth avenue, east of Morewood avenue; 24-inch terra cotta pipe sewer..... 6,000.00

Canopolis street sewer reconstruction, from a point near Tweed street, to the existing sewer on Furman way; 12-inch terra cotta pipe sewer 1,000.00

Total\$28,700.00

Section 2. That for the payment of the cost thereof, the respective sums set forth in Section 1 of this Ordinance amounting in the aggregate to Twenty-eight Thousand Seven Hundred (\$28,700.00) Dollars or so much thereof as may be necessary, shall be and is hereby set apart and appropriated from Code Account No. 1576-E, Repair Schedule Division of Sewers, Bureau of Engineering, and the Mayor and the Controller are authorized and directed to respectively issue and countersign warrants drawn in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 24, 1922.

Approved July 28, 1922.

Ordinance Book 33, Page 516.

No. 254

AN ORDINANCE—Authorizing the directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving of Smithfield street, from Water street to Liberty avenue, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, and to award a contract or contracts to the lowest responsible bidder or bidders for the repaving of Smithfield street, from Water street to Liberty avenue, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof, the sum of Thirty-two Thousand (\$32,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Appropriation No. 1590-E, General Repaving, Division of Streets, Bureau of Engineering and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 24, 1922.

Approved July 28, 1922.

Ordinance Book 33, Page 518.

No. 255

AN ORDINANCE—Providing for the making of a contract, or contracts for the furnishing and delivery of a "Centrifugal Boiler Feed Pump and Appurtenances" for Aspinwall Pumping Station, Contract No. 4-R.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works of the City of Pittsburgh shall be and are hereby authorized to advertise for proposals and award a contract, or contracts to the lowest responsible bidder, or bidders, for the furnishing and delivery of a "Centrifugal Boiler Feed Pump and Appurtenances" for Aspinwall Pumping Station, for a sum not to exceed One Thousand One Hundred (\$1,100.00) Dollars, in accordance with the act of Assembly entitled "An Act for the Government of Cities of the Second Class" approved the 11th day of March A. D., 1901, and the different supplements and amendments thereto, and the ordinances of Council in such cases made and provided.

Section 2. That the sum of One Thousand One Hundred (\$1,100.00) Dollars or so much of the same as may be necessary shall be and is hereby set apart and appropriated

for the payment, or payments required for the performance of the above mentioned work, and that the said amount, or amounts be paid out of Appropriation No. 203.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 24, 1922.

Approved July 28, 1922.

Ordinance Book 33, Page 518.

No. 256

AN ORDINANCE — Repealing that portion of ordinance No. 138, approved April 5th, 1917, entitled "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on De Soto street, Fifth avenue and Joncaire street, and for the reconstruction of certain portions of the existing sewers on McClure avenue and Malden way, on the Monongahela Wharf, on Exchange way, on Ethel way, on Spring way, on Patterson way and on South Negley avenue, and providing for the payment of the costs thereof, which provides for the reconstruction of the 18 inch and 20 inch terra cotta pipe sewer on Ethel Way, from Bohem street to Bates street and sets apart and appropriates the sum of six thousand five hundred (\$6,500.00) dollars for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That portion of an Ordinance entitled "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on De Soto street, Fifth avenue and Joncaire street, and for the reconstruction of certain portions of the existing sewers on McClure avenue and Malden way, on the Monongahela Wharf, on Exchange Way, on Ethel way, on Spring way, on Patterson way and on South Negley avenue, and providing for the payment of the costs thereof," approved April 5th, 1917,

which provides for the reconstruction of the 18 inch and 20 inch pipe sewer on Ethel way, from Bohem street to Bates street and sets apart and appropriates the sum of six thousand five hundred (\$6,500.00) dollars, from Code Account No. 1475-E, Repair Schedule Division of Sewers, Bureau of Engineering for the payment of the costs thereof, shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 24, 1922.

Approved July 28th, 1922.

Ordinance Book 33, Page 519.

No. 257

AN ORDINANCE—Appropriating and setting aside an additional sum of Eight Hundred (\$800.00) Dollars from the Playground Improvement Bonds, Appropriation No. 201, for the payment of the cost of constructing a Public Bath House, corner Wylie avenue and Crawford street, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the additional sum of Eight Hundred (\$800.00) Dollars, or so much thereof as may be necessary shall be and the same is hereby set apart and appropriated from the Playground Improvement Bonds, Appropriation No. 201, for the construction of a Public Bath House, corner Wylie avenue and Crawford street, Pittsburgh, Pa., and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said funds for the payment of the cost of said work.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 24, 1922.

Approved July 28, 1922.

Ordinance Book 33, Page 520.

No. 258

AN ORDINANCE—Appropriating and setting aside an additional sum of Eight Hundred (\$800.00) Dollars from the Public Comfort Station Bonds, Appropriation No. 202, for the payment of the cost of constructing a Public Comfort Station, corner Wylie avenue and Crawford street, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the additional sum of Eight Hundred (\$800.00) Dollars, or so much thereof as may be necessary shall be and the same is hereby set apart and appropriated from the Public Comfort Station Bonds, Appropriation No. 202, for the construction of a Public Comfort Station, corner Wylie avenue and Crawford street, Pittsburgh, Pa., and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said funds for the payment of the cost of said work.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 24, 1922.

Approved July 28, 1922.

Ordinance Book 33, Page 520.

No. 259

AN ORDINANCE—Setting aside and appropriating an additional sum of Seven Thousand (\$7,000.00) Dollars, from revenues derived from taxes and other sources of income to pay the cost of investigating the cause of and repairing the cave-in of a portion of Chartiers avenue, at a point about 350 feet west of Corliss street.

Whereas, work on the Emergency Contract entered into with the John F. Casey Company for investigating the cause of and repairing the cave-in of a portion of Chartiers avenue, pursuant to the terms of Ordinance No. 123, approved May 11th, 1922, has progressed to such an extent that it is now evident that the sum of Three

Thousand Five Hundred (\$3,500.00) Dollars appropriated for the payment of the cost of this work is insufficient and that an additional sum of \$7,000 will be required.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That for the payment of the cost of investigating the cause of and repairing the cave-in of a portion of Chartiers avenue, at a point about 350 feet west of Corliss street, under the terms of the Emergency Contract entered into with the John F. Casey Company, June 5th, 1922, Contract No. 5791, Mayor's Office File No. 295, an additional sum of Seven Thousand (\$7,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from emergency appropriation and other revenues derived from taxes and other sources of income. Said fund to be known and designated as Code Account No. 159½, Repairs to Chartiers avenue, and the Mayor is hereby authorized to issue and the City Controller to countersign warrants in payment of the cost of said work.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 24, 1922.

Approved July 28, 1922.

Ordinance Book 33, Page 321.

No. 260

AN ORDINANCE—Amending a portion of Section 22, Board of Water Assessors, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof, which became a law December 31st, 1921.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a portion of Section 22, Board of Water Assessors, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and

the rate of compensation thereof," which became a law December 31st, 1921, and which reads:

"Twenty-two Rate and Assessment Clerks, \$1,440.00 each per annum"

Shall be and the same is hereby amended to read as follows:

"Twenty-one Rate and Assessment Clerks \$1,440.00 each per annum,

One General Clerk, \$1,800.00 per annum."

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 17, 1922.

Pittsburgh, July 31, 1922.

I do hereby certify that the foregoing ordinance, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval, on July 18, 1922, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon the same became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

ROBERT CLARK,
Clerk of Council.

Ordinance Book 33, Page 522.

No. 261

AN ORDINANCE — Establishing the grade of On way, from Loretta street to Montclair street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the west line of On way, from Loretta street to Montclair street, be and the same is hereby established as follows, to-wit:

Beginning on the south curb line of Loretta street at an elevation of 404.39 feet; thence rising at a rate of 1% for a distance of 99.36 feet to the northerly curb line of Lopez way to a point of curve to an elevation of 405.38 feet; thence by a concave parabolic curve for a distance of 34.22 feet to a point of tangent to an elevation of 408.58 feet; thence rising at a rate of 17.78% for a distance of

56.00 feet to a point of curve to an elevation of 418.55 feet; thence by a convex parabolic curve for a distance of 20 feet to the north curb line of Montclair street to an elevation of 420.83 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 33, Page 522.

No. 262

AN ORDINANCE—Establishing and re-establishing the grade of Orchlee street, from Shadeland avenue to a point of 40 feet west of the west line of the devisees of John Phillips, deceased, Plan.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the north curb line of Orchlee street, from Shadeland avenue to a point 40 feet west of the west line of the Devisees of John Phillips, Deceased, Plan, be and the same is hereby established and re-established as follows, to-wit:

Beginning on the westerly curb line of Shadeland avenue at an elevation of 249.18 feet (curb as set); thence rising at a rate of 1.413% for a distance of 778.32 feet to a point of curve to an elevation of 260.17 feet; thence by a convex parabolic curve for a distance of 80 feet to a point of tangent to an elevation of 260.16 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 33, Page 523.

No. 263

AN ORDINANCE — Establishing the grade of McClure avenue, from Davis avenue to Termon avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the west curb line of McClure avenue, from Davis avenue to Termon avenue, be and the same is hereby established as follows, to-wit:

Beginning on the northerly curb line of Davis avenue at an elevation of 236.80 feet (curb as set); thence rising at a rate of 5% for a distance of 10.02 feet to the northerly line of Davis avenue to an elevation of 237.30 feet; thence rising at a rate of 8.5% for a distance of 122.40 feet to a point of curve to an elevation of 247.70 feet; thence by a convex parabolic curve for a distance of 137.20 feet to the southerly curb line of Orchlee street to an elevation of 253.54 feet; thence falling to the northerly curb line of Orchlee street to an elevation of 253.52 feet; thence falling at a rate of 4.24% for a distance of 269.61 feet to the southerly curb line of Termon avenue to an elevation of 242.09 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 33, Page 524.

No. 264

AN ORDINANCE—Re-establishing the grade of Spring Garden avenue, from a point 176.10 feet southwardly from Detroit street to a point 706.10 feet Southwardly from Detroit street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the grade of the west curb line of Spring Garden avenue, from a point 176.10 feet southwardly from Detroit street to a point 706.10 feet southwardly from Detroit street, shall be and the same is hereby re-established as follows, to-wit:

Beginning at a point 176.10 feet southwardly from the southerly line of Detroit street produced at an elevation of 143.22 feet; thence falling

at the rate of 0.68% for a distance of 470 feet to a point of curve to an elevation of 140.02 feet; thence by a convex parabolic curve for a distance of 60 feet to a point of tangent to an elevation of 138.85 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 33, Page 524.

No. 265

AN ORDINANCE—Fixing the width and position of the roadway and sidewalks of South Murtland avenue, from Willard street to Reynolds street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the roadway and sidewalks of South Murtland avenue, from Willard street to Reynolds street, shall be and the same are hereby fixed as follows, to-wit:

The roadway shall have a uniform width of 24 feet and shall occupy the central portion of the street, having a width of 12 feet on each side of the center line thereof.

The sidewalks shall each have a uniform width of 13 feet and shall lie along and be contiguous to the roadway as above described.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 33, Page 525.

No. 266

AN ORDINANCE—Fixing the width and position of the roadway and sidewalks of Edgerton avenue, from South Dallas avenue to Lloyd street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the roadway and sidewalks of Edgerton avenue, from South Dallas avenue to Lloyd street, shall be and the same are hereby fixed as follows, to-wit:*

The roadway shall have a uniform width of 24 feet and shall occupy the central portion of the street, having a width of 12 feet on each side of the center line thereof.

The sidewalks shall each have a uniform width of 18 feet and shall lie along and be contiguous to the roadway as above described.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 33, Page 525.

No. 267

AN ORDINANCE—Fixing the width and position of the sidewalk and roadway, providing for slopes and parking and re-establishing the grade of Eldora place, from Michigan street to Vandalia street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the easterly sidewalk and roadway, and the grade of the easterly curb line of Eldora place, from Michigan street, to Vandalia street, shall be and the same are hereby fixed and re-established as follows, to-wit:*

The easterly sidewalk shall have a uniform width of 9 feet and shall lie along and parallel the easterly line.

The roadway shall have a uniform width of 18 feet and shall lie along and parallel the above described easterly sidewalk.

The remaining portion of the street lying between the roadway as above described and the westerly line shall be used for slopes and parking.

The grade of the easterly curb line shall begin at the southerly curb line of Michigan street at an elevation of 396.16 feet; thence rising at the rate of 0.75% for a distance of 819.50 feet to the northerly curb line of Vandalia street to an elevation of 402.31 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 33, Page 526.

No. 268

AN ORDINANCE—Fixing the width and position of the Sidewalk and roadway and establishing the grade of Kish way, from Loretta street to Montclair street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the sidewalk and roadway and the grade of the east line of Kish way, from Loretta street to Montclair street, be and the same are hereby fixed and established as follows, to-wit:*

The westerly sidewalk shall have a uniform width of 3 feet and shall lie along and be parallel to the westerly line of the Way.

The roadway shall have a uniform width of 17 feet and shall lie along and be parallel to the above described sidewalk.

The grade of the east line shall begin on the south curb line of Loretta street at an elevation of 456.47 feet; thence by a concave parabolic curve for a distance of 41.10 feet to a point of tangent to an elevation of 457.91 feet; thence rising at a rate of 7% for a distance of 5.55 feet to a point of curve to an elevation of 458.30 feet; thence by a convex parabolic curve for a distance of 70 feet to a point of tangent to an elevation of 457.94 feet; thence falling at a rate of 8% for a distance of 41.96 feet to a point of curve to an elevation of 454.58 feet; thence by a concave parabolic curve for a distance of 34.22 feet to a point of tangent to an ele-

vation of 453.36 feet; thence rising at a rate of 0.86% for a distance of 159.93 feet to the north curb line of Montclair street to an elevation of 454.73 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 33, Page 527.

No. 269

AN ORDINANCE—Fixing the width and position of the sidewalk and roadway and establishing the grade of Lopez way, from Kish way to On way.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the sidewalk and roadway and the grade of the south line of Lopez way, from Kish way to On way, be and the same are hereby fixed and established as follows, to-wit:*

The northerly sidewalk shall have a uniform width of 3 feet and shall lie along and be parallel to the northerly line of the Way.

The roadway shall have a uniform width of 17.00 feet and shall lie along and be parallel to the above described northerly sidewalk.

The grade of the South line shall begin on the east line of Kish way at an elevation of 453.37 feet; thence by a convex parabolic curve for a distance of 20 feet to a point of tangent to an elevation of 451.45 feet; thence falling at a rate of 12.2% for a distance of 312.41 feet to a point of curve to an elevation of 413.34 feet; thence by a concave parabolic curve for a distance of 50 feet to a point of tangent to an elevation of 409.55 feet; thence falling at a rate of 2.92% for a distance of 85.08 feet to a point of curve to an elevation of 407.07 feet; thence by a concave parabolic curve for a distance of 60 feet to the west line of On way to an elevation of 406.27 feet.

Section 2. That any ordinance or part of ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same effects this Ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 33, Page 527.

No. 270

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Health to advertise for proposals and to award a contract or contracts for the construction and erection of a Power House Building, also the installation of Boilers and all appurtenances thereto in connection with the Power Plant in the Power House for the Tuberculosis Hospital, located at the Leech Farm, Pittsburgh, Pennsylvania, and authorizing the setting aside Fifty Thousand (\$50,000.00) Dollars from the proceeds of the Tuberculosis Hospital Improvement Bonds, 1919 Bond Fund Appropriation No. 231, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Health shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a Power House building, also the installation of Boilers and all appurtenances thereto in connection with the Power Plant in the Power House, at the Tuberculosis Hospital, on the Leech Farm, for a sum not to exceed Fifty Thousand (\$50,000.00) Dollars, and to enter into a contract or contracts to the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.*

Section 2. That the sum of Fifty Thousand (\$50,000.00) Dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of the Tuberculosis Hospital Improvement Bonds, 1919 Bond Fund Appropriation No. 231, and the Mayor and the Controller and hereby auth-

orized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 33, Page 528.

No. 271

AN ORDINANCE — Extending and opening Ferree street and establishing the grade thereof, in the 14th Ward of the City of Pittsburgh, from the easterly terminus of Ferree street as dedicated and opened by Ordinance No. 90, approved March 15th, 1922, to Asbury place and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Ferree street, in the 14th Ward of the City of Pittsburgh, shall be and the same is hereby extended and opened, from the easterly terminus of Ferree street as dedicated and opened by Ordinance No. 90 approved March 15, 1912 to Asbury place, by taking for public use for highway purposes the following described property, to-wit:

Beginning at a point on the northerly line of Ferree street at its easterly terminus; thence along the said northerly line produced No. 79° 12' E., 103 feet to a point on the westerly line of Asbury place; thence along the westerly line of Asbury place S. 10° 48' E., 50 feet to the southerly line of said Ferree street produced; thence along the said southerly line produced S. 79° 12' W., 103 feet to the easterly terminus of Ferree street as opened by the aforesaid Ordinance No. 90; thence along the said easterly terminus of Ferree street N. 10° 48' W., 50 feet to the place of beginning.

The grade of the northerly curb line shall begin at the easterly terminus of Ferree street as now opened at an elevation of 421.45 feet (curb as set); thence falling at the rate of

7.05% for a distance of 94 feet to a point of curve to an elevation of 414.82 feet; thence by a concave parabolic curve for a distance of 18 feet to the westerly curb line of Asbury place to an elevation of 414.01 feet.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Ferree street, in the 14th Ward, from the easterly terminus of Ferree street as dedicated and opened by Ordinance No. 90 approved March 15th, 1912 to Asbury place, to be extended and opened in conformity with the provisions of Section one of this Ordinance.

Section 3. The cost, damages and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from the properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 33, Page 529.

No. 272

AN ORDINANCE—Widening certain portions of Second avenue in the First Ward of the City of Pittsburgh, between a point 219.60 feet eastwardly from the first angle in the former northerly line of Second avenue east of Ross street and a point 69.72 feet eastwardly from the Second angle in the former northerly line of Second avenue east of Ross street, as hereinafter designated and described as portions "A" and "B"; and providing that the costs, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from the properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That certain portions of Second avenue in the 1st Ward of the City of Pittsburgh, between a point 219.60 feet eastwardly from the first angle in the

former northerly line of Second avenue east of Ross street and a point 69.72 feet eastwardly from the Second angle in the former northerly line of Second avenue east of Ross street, shall be widened to a variable width by taking for public use for highway purposes all the following described property as hereinafter designated and described as portions "A" and "B", according to the following descriptions, to-wit:

PORTION "A": Beginning at a point on the former northerly line of Second avenue (as the said Second avenue was widened from Ross street to the first angle east of the South Tenth street bridge, by Ordinance No. 417, approved March 2, 1906 and recorded in Ordinance Book, Volume 17, Page 388) at the line dividing the properties now or late of Stewart Johnston and Henry Rea, Jr., said point being 219.60 feet eastwardly from the first angle in the said former northerly line of Second avenue east of Ross street; thence along the said dividing line of properties now or late of Stewart Johnston and Henry Rea, Jr., N. 30° 03' 10" E., 18.96 feet to a point on the present northerly line of Second avenue as widened by Ordinance No. 391, approved August 30, 1921 thence along the said present northerly line of Second avenue produced S. 64° 52' 50" E., 61.35 feet to the line dividing properties now or late of Henry Rea, Jr., and Joseph A. Langfitt, Jr.; thence along the said line dividing properties now or late of Henry Rea, Jr., and Joseph A. Langfitt, Jr., S. 30° 03' 10" W., 26.25 feet to a point on the aforesaid former northerly line of Second avenue; thence along the aforesaid former northerly line of Second avenue N. 58° 03' 10" W., 61.15 feet to the place of beginning.

PORTION "B": Beginning at a point on the aforesaid former northerly line of Second avenue at the line dividing the properties now or late of Joseph A. Langfitt, Jr., and the Pittsburgh Terminal Warehouse and Transfer Company, said point being 27.46 feet eastwardly from the second angle in the aforesaid former northerly line of Second avenue east of Ross street; thence along the said line dividing properties now or late of Joseph A. Langfitt, Jr., and the Pittsburgh Terminal Warehouse and Transfer Company N. 30° 03' 10" E., 30.61 feet to the aforesaid present northerly line of Second avenue; thence along the aforesaid present

northerly line of Second avenue produced S. 64° 52' 50" E., 42.41 feet to the line dividing the property now or late of the Pittsburgh Terminal Warehouse and Transfer Company and Charles L. Snowden; thence along the said line dividing the properties now or late of the Pittsburgh Terminal Warehouse and Transfer Company and Charles L. Snowden S. 30° 03' 10" W., 34.28 feet to a point on the aforesaid former northerly line of Second avenue, said point being 69.72 feet eastwardly from the second angle in the aforesaid northerly line of Second avenue east of Ross street; thence along the aforesaid former northerly line of Second avenue N. 59° 55' 10" W., 42.26 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Second avenue, between a point 219.60 feet eastwardly from the first angle in the former northerly line of Second avenue east of Ross street and a point 69.72 feet eastwardly from the second angle in the former northerly line of Second avenue east of Ross street, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The cost, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any ordinance or part of ordinance conflicting with the provisions of this ordinance, be and the same is hereby repealed so far as the same affects this ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 33, Page 530.

No. 273

AN ORDINANCE— Approving the "City Acres Plan of Lots" in the 28th Ward of the City of Pittsburgh, laid out by Charles F. Burke, accepting the dedication of City way, Condon way, Fire way, Greenway drive, Hodgson avenue, Justine street, Merryfield street, Middletown road, Midfield way, Northfield avenue, Shirley

street and Shirley way, as shown thereon, for public use for highway purposes, opening and naming the same, and establishing the grades thereon:

Whereas, Charles F. Burkè, the owner of certain properties in the 28th Ward of the City of Pittsburgh, laid out in a plan of Lots called "City Acres Plan of Lots" has located certain roads, streets and ways thereon and executed a deed of dedication on said plan for all the ground covered by said roads, streets and ways to the said City of Pittsburgh for public use for highway purposes, and have released the said city from liabilities for damages occasioned by the physical grading of said public highways to the grades hereinafter established: Therefore,

Section 1. *Be it ordained and enacted assembled, and it is hereby ordained and enacted by the authority of the same, That by the City of Pittsburgh, in Council the City Acres Plan of Lots, situate in the 28th Ward of the City of Pittsburgh, laid out by Charles F. Burke, July 14th, 1922, be and the same is hereby approved and City way, Condor way, Fire way, Greenway drive, Hodgson avenue, Justine street, Merryfield street, Middletown road, Midfield way, Northfield avenue, Shirley street and Shirley way, as located and dedicated in said plan, are hereby approved.*

Section 2. The roads, streets and ways, as aforesaid dedicated to said City for public highway purposes, shall be and the same are hereby appropriated and opened as public highways and named City way, Condor way, Fire way, Greenway drive, Hodgson avenue, Justine street, Merryfield street, Middletown road, Midfield way, Northfield avenue, Shirley street and Shirley way.

Section 3. The grades of City way, Condor way, Fire way, Greenway drive, Hodgson avenue, Justine street, Merryfield street, Middletown road, Midfield way, Northfield avenue, Shirley street and Shirley way, laid out and dedicated in the "City Acres Plan of Lots" are hereby established as described in Ordinance No. 223, approved July 14, 1922, and recorded in Ordinance Book, Volume 33, Page 473.

Section 4. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said City way, Condor way, Fire way, Greenway drive, Hodgson avenue, Justine street,

Merryfield street, Middletown road, Midfield way, Northfield avenue, Shirley street and Shirley way, for public highways in conformity with the provisions of this Ordinance.

Section 5. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 33, Page 532.

No. 274

AN ORDINANCE—Granting unto the Sterling Land Company, its successors and assigns, the right to construct, maintain and use two 6" conduits under and across Hobart street and one 6" conduit under and across Kamin street, for the purpose of conveying steam and hot water from a central heating plant to twenty-four buildings located on Hobart street, Wendover street and Kamin street, 14th Ward, Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Sterling Land Company, its successors and assigns, be and are hereby given the right and authority, at its own cost and expense, to construct, maintain and use two 6" conduits under and across Hobart street, one located 257.21 feet west of the western building line of Wightman street and one located 477.44 feet west of the western building line of Wightman street; also a 6" conduit under and across Kamin street located 81 feet west of the western building line of Wendover street, for the purpose of conveying steam and hot water from a central heating plant (located on the southern side of Hobart street) to twenty-four buildings located on Hobart street, Wendover street and Kamin street.*

The said 6" conduits shall be constructed in accordance with the provisions of this ordinance and in accordance with the plans hereto attached and identified as Accession No. A-187, Folder "A", in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed

6" conduits under and across Hobart street and Kamin street for the Sterling Land Company, 14th Ward, Pittsburgh, Pa."

Section 2. The said company, prior to the beginning the construction of the said 6" conduits, shall submit to the Director of the Department of Public Works of the said City a complete set of plans in triplicate, showing the location and all details for the construction of the said 6" conduits, and said plans and the construction of the said 6" conduits shall be subject to the approval and supervision of the said Director.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its power over City streets, and to the ordinances of the City of Pittsburgh relating thereto and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of 6" conduits on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repairing of the street pavement damaged, repair of sewers, water lines and other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of the said 6" conduits. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance, are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said 6" conduits upon giving six months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Sterling Land Company, its successors, and assigns, to that effect; and that the said grantee, when so notified, shall at the expiration of the said six months, forthwith, remove the said 6" conduits and replace the streets to their original condition, at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and sub-surface structures therein by reason

of the construction, maintenance and use of the said 6" conduits, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This ordinance shall become null and void unless within thirty days after its passage and approval, the Sterling Land Company shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate of acceptance to be executed by the President and Secretary of the Company, with its corporate seal attached.

Section 8. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 23, Page 533.

No. 275

AN ORDINANCE—Accepting the dedication of certain property in the 14th Ward of the City of Pittsburgh, for Public use for highway purposes, opening and naming the same "Ben Hur street", and accepting the grading, paving and curbing thereof.

Whereas, Charles J. Holleman, of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, the owner of the property hereinafter described, has executed and delivered to the City of Pittsburgh his certain deed of dedication bearing date of November 8th 1920, now on file in the Bureau of Engineering of said City, wherein he has conveyed said ground to said City for public highway purposes, and

Whereas, the said Charles J. Holleman has graded, paved and curbed the street dedicated in the deed of dedication, between South Richland street and South Dunfermline street, at his own cost and expense, and

Whereas, it is desired that the City of Pittsburgh accept said improvement as a part of the City's system of improved highways. Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the said deed of dedication be and the same is hereby accepted and the Bureau of Engineering is hereby authorized and directed to place the same on record in the office of the Recorder of Deeds, etc., in and for the County of Allegheny.

Section 2. The ground, so as aforesaid, conveyed to said City for public highway purposes shall be and the same is hereby appropriated and opened as a public highway in accordance with the terms of said deed of dedication and shall be known as "Ben Hur street", the same being bounded and described as follows, to-wit:

Beginning at a point on the easterly side of South Dunfermline street, as opened by Ordinance No. 354 approved October 4, 1920, said point being distant S. 28° 12' 40" W. 257.66 feet from the northerly line of Reynolds street; thence along the said easterly line of South Dunfermline street N. 28° 12' 40" E. for a distance of 40.06 feet; thence S. 64° 55' E. for a distance of 364.88 feet to a point on the westerly line of South Richland street, as located by Ordinance No. 118, approved June 29th, 1894, said point being distant N. 25° 06' 20" E. 153.14 feet from the northerly line of Edgerton avenue as located by Ordinance No. 118, approved June 29th, 1894; thence along the westerly line of said South Richland street S. 25° 06' 20" W. for the distance of 40 feet to a point; thence N. 64° 55' W. for the distance of 367.03 feet to the place of beginning.

Section 3. The grading, paving and curbing of said Ben Hur street, between South Richland street and South Dunfermline street, is hereby accepted and declared to be a public improvement of the City of Pittsburgh.

Section 4. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said described ground for a public highway and directed to treat the said street as other improved highways of the said City, in conformity with the provisions of this Ordinance.

Section 5. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 33, Page 534.

No. 276

AN ORDINANCE—Fixing the rentals of storerooms, stalls and stands in the North Side Market House, and providing the regulations pertaining to said storerooms, stalls and stands.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That from and after the first day of August, 1922, the rates and rentals to be charged for storerooms, stalls and stands in the North Side Market shall be and the same are hereby fixed and established as follows, to-wit:

Storeroom No.
1 at the rate
of\$1,875.00 per annum

Storeroom No.
2 at the rate
of 2,250.00 per annum

Storeroom No.
3 at the rate
of 1,875.00 per annum

Stalls No. 1,
19 and 39 at
the rate of.... 300.00 each per annum

Stalls No. 2,
3, 4, 5, 6, 7,
8, 9, 10, 11,
12, 13, 14, 15,
16, 17, 18,
20, 22, 23, 24,
25, 26, 27, 28,
29, 30, 31, 32,
33, 34, 35, 36,
37, 38, 40
and 59 at
the rate of 250.00 each per annum

Stalls No. 42
and 80 at
the rate of 225.00 each per annum

Stalls No. 43,
44, 45, 46, 47,
48, 49, 50, 51,
52, 53, 54, 55,
56, 57, 58, 60,

62, 63, 64, 65,
66, 67, 68, 69,
70, 71, 72, 73,
74, 75, 76, 77
and 78 at
the rate of.... 175.00 each per annum

Stands No. 86,
87, 98, 99, 133,
134, 135, 179,
180, 189, 190,
198, 199, 203,
205, 208, 209,
213, 214, 217,
218, 219 and
220, at the
rate of 150.00 each per annum

Stands No. 81,
82, 83, 84, 85,
88, 89, 90, 91,
92, 93, 94, 95,
96, 97, 100,
101, 102, 157,
158, 159, 160,
222, and 227,
at the rate
of 125.00 each per annum

Stands No. 3,
5, 7, 9, 11,
13, 15, 17, 23,
25, 27, 29, 31,
33, 35, 37, 43,
45, 47, 49, 50,
51, 52, 53, 55,
57, 63, 64, 65,
66, 67, 68, 69,
70, 71, 72, 73,
74, 75, 76, 77,
78, 103, 104,
105, 107, 108,
109, 110, 111,
112, 113, 114,
117, 118, 119,
120, 121, 122,
123, 124, 125,
126, 127, 128,
129, 129½,
130, 131, 132,
136, 137, 138,
139, 139½,
140, 141,
141½, 142,
143, 144, 145,
146, 147, 148,
149, 150, 151,
152, 153,
153½, 154,
155, 156, 161,
162, 163, 164,
165, 166, 167,
168, 169, 170,
171, 172, 173,
174, 175,
175½, 176,
177, 178, 181,
182, 183, 184,
185, 186, 187,

188, 191, 192,
193, 194, 195,
196, 197, 200,
201, 202, 204,
206, 207, 210,
211, 212, 215,
216, 223, 224,
225, 226, 228,
229, 230, and
231, at the
of 100.00 each per annum

Stands No. 44,
48, 54, 56, 58,
115 and 116,
at the rate
of 75.00 each per annum

Stands No. 79
and 80, at
the rate of.... 62.50 each per annum

Stands No. 41,
42, 61, 62,
234 and 235,
at the rate
of 50.00 each per annum

Stands No. 59
and 60 at
the rate of
..... 37.50 each per annum

Space rented on the outside of the market used by farmers and gardeners who are actual producers of vegetables, etc., shall be at the rate of 50 cents per day for space not to exceed 60 square feet each, rental payable daily.

Section 2. All leases of said store-rooms, stalls and stands shall be made by the Director of the Department of Public Works, and are to be the first day of August, 1922, until the first day of May, 1923, and annually thereafter, and all rentals shall be payable in equal monthly installments on or before the first day of each month in advance.

Section 3. The agreement between the City of Pittsburgh and the occupants of said storerooms, stalls and stands shall be substantially in the following form.

Lease No.

AGREEMENT FOR OCCUPANCY OF MARKET STAND

.....No.Market

The City of Pittsburgh hereby grants toNo. the right to occupy.....Market in theMarket for the purpose of selling..... for a term of year from the first day ofA. D. in consideration of the pay-•

ment, during each year of his occupancy of saidby saidto the City of Pittsburgh, the sum of Dollars (\$.....) in monthly installments of \$..... in advance. This agreement is made upon the following conditions:

First. That the monthly payment to be made for the privilege herein shall be promptly paid on or before the first day of each month. The first monthly payment to be made on or before Failure to make settlement by the tenth day of each month, for all amounts due under the terms of this agreement shall be cause sufficient, to forfeit all rights and privileges granted under this agreement, and the lessee shall forthwith be ejected from the premises.

Second. That no business shall be carried on in the said other than above specified, or that is, in the opinion of the Director of the Department of Public Works, unsuitable for a public market.

Third. That this agreement shall terminate upon notice by the Director of the Department of Public Works in the event of the existing market being removed or rebuilt, or when the use of the stand hinders necessary alterations.

Fourth. That the occupant of the above is not directly or indirectly interested in any other..... in the above market except where such right is specifically granted or permitted by ordinance of the City of Pittsburgh.

Fifth. This agreement is personal in its nature, and the rights granted hereby are not transferrable without the written consent of the Director of the Department of Public Works, and this agreement shall terminate and all rights under it cease in the event of a transfer or of attempted transfer thereof without said written consent, and this prohibition shall extend as well to an involuntary transfer or by operation of law, whether by execution, insolvency, bankruptcy or inheritance, as to a voluntary assignment or underletting.

Sixth. This agreement is made subject to all the rules and regulations now in force governing the markets of the City of Pittsburgh, or any which may hereafter be established by the Council of the City of Pittsburgh, or by the Director of the De-

partment of Public Works. Any violation of the said rules and regulations, or any of them, shall, at the option of the Director of the Department of Public Works, constitute a forfeiture of all rights hereunder.

Seventh. That the City shall not be held liable for any damage caused by fire or other casualty which may render the premises wholly unfit for occupancy.

Eighth. This agreement shall also terminate and cease, if, at any time, it shall be shown to the satisfaction of the Mayor of the City of Pittsburgh, after a hearing, that the lessee of the above numbered has entered into a combination to raise or control the prices or stifle competition, or has sold articles unfit for food, or by false weights and measures, or has failed to keep his stand clean and in a sanitary condition, according to the rules of the market, and as to such matters the decision of the Mayor shall be final and conclusive, without exception or appeal.

CITY OF PITTSBURGH

By

Director of the Department of Public Works.

Date

Accepted and agreed to in all its stipulations and conditions by

Lessee.

Witness

Section 4. The Director of the Department of Public Works is hereby authorized and directed to formulate and enforce such rules and regulations for the government and preservation of order in the North Side Market as he may deem necessary.

Section 5. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 33, Page 535.

No. 277

AN ORDINANCE — Authorizing and directing the grading to a width of 44 ft., paving and curbing of Edger-ton avenue, from South Dallas avenue,

to Lloyd street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Edgerton avenue, between South Dallas avenue and Lloyd street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the grading, paving and curbing of the same, Therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Edgerton avenue from South Dallas avenue to Lloyd street, be graded to a width of 44 ft., paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading to a width of 44 ft., paving and curbing of said street between said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Twenty-two Thousand (\$22,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 33, Page 538.

No. 278

AN ORDINANCE — Authorizing and directing the grading to a width of 44 ft., paving and curbing of South Murtland street, from Reynolds street to Willard street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of South Murtland street, between Reynolds street and Willard street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the grading, paving and curbing of the same, Therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That South Murtland street, from Reynolds street to Willard street be graded to a width of 44 ft., paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading to a width of 44 ft., paving and curbing of said street between said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Sixteen Thousand (\$16,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 33, Page 539.

No. 279

AN ORDINANCE — Authorizing and directing the Grading to a width of 16 ft., and paving to a width of 14 ft., of Ira way, from Shady avenue to the westerly terminus, distant about 526.42 ft westwardly and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Ira way, from Shady avenue to the westerly terminus, distant about 526.42 ft., be graded to a width of 16 ft., and paved to a width of 14 ft. The center line of said grading and paving to coincide with the center line of said street as opened.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading to a width of 16 ft. paving to a width of 14 ft. of said street between said points, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Four Thousand Six Hundred (\$4,600.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 33, Page 540.

No. 280

AN ORDINANCE — Authorizing and directing the construction of a public sewer on the northerly sidewalk of Manchester avenue, from a point about 10 feet west of Sturgeon street to the existing sewer on Manchester avenue near Galveston avenue and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on the northerly sidewalk of Manchester avenue, from a point about 10 feet west of Sturgeon street, to the existing sewer on Manchester avenue, near Galveston avenue. Commencing on the northerly sidewalk of Manchester avenue at a point about 10 feet west of Sturgeon street, thence eastwardly along the northerly sidewalk of Manchester avenue to the existing sewer on Manchester avenue, near Galveston avenue. Said sewer to be terra cotta pipe and fifteen (15") inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Two Thousand Six Hundred (\$2,600) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 3, 1922.

Ordinance Book 33, Page 541.

No. 281

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Health to advertise for proposals and to award a contract or contracts for the construction and erection of four Pavilions for the Tuberculosis Hospital, located at the Leech Farm, Pittsburgh, Pennsylvania, and authorizing the setting aside Fifty-four Thousand (\$54,000.00) Dollars from the proceeds of the Tuberculosis Hospital Improvement Bonds, 1919 Bond Fund Appropriation No. 231, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Health shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of four Pavilions at the Tuberculosis Hospital, on the Leech Farm, for a sum not to exceed Fifty-four Thousand (\$54,000.00) Dollars, and to enter into a contract or contracts to the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That the sum of Fifty-four Thousand (\$54,000.00) Dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of the Tuberculosis Hospital Improvement Bonds, 1919 Bond Fund Appropriation No. 231, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 33, Page 542.

No. 282

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Health to advertise for proposals and to award a contract or contracts for the construction and erection of a building for a Dormitory for the Tuberculosis Hospital, located at the Leech Farm, Pittsburgh, Pennsylvania, and authorizing the setting aside Seventy-five Thousand (\$75,000.00) Dollars from the proceeds of the Tuberculosis Hospital Improvement Bonds, 1919 Bond Fund Appropriation No. 231, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Health shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a building for a Dormitory at the Tuberculosis Hospital, on the Leech Farm, for a sum not to exceed Seventy-five Thousand (\$75,000.00) dollars, and to enter into a contract or contracts to the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That the sum of Seventy-five Thousand (\$75,000.00) Dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of the Tuberculosis Hospital Improvement Bonds, 1919 Bond Fund Appropriation No. 231, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 33, Page 542.

No. 283

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on Hamilton avenue and Sterrett street, from a point about 10 feet east of Sterrett street, to the existing sewer on Kelly street, and authorizing the setting aside of the sum of Ten Thousand (\$10,000.00) Dollars from Bond Fund Appropriation No. 215, "Negley Run Sewer Bonds" for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a relief sewer on Hamilton avenue and Sterrett street, from a point about 10 feet east of Sterrett street, to the existing sewer on Kelly street, and to enter into a contract with the successful bidder or bidders for the performance of the work in accordance with the laws and Ordinances governing the said City. Said sewer commencing on Hamilton avenue at a point about 10 feet east of Sterrett street, thence westwardly and northwardly across Hamilton avenue to Sterrett street, thence northwardly along Sterrett street to the existing sewer on Kelly street.

Section 2. That for the payment of the cost thereof, the sum of Ten Thousand (\$10,000.00) Dollars or so much thereof as may be necessary, shall be and is hereby set apart and appropriated from Bond Fund Appropriation No. 215, "Negley Run Sewer Bonds," and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 8, 1922.

Ordinance Book 33, Page 543.

No. 284

AN ORDINANCE—Granting unto the Hardie Brothers Company, its successors and assigns, the right to construct, maintain and use coal hopper and ash bin on Pike street located 284 feet west of the western building line of 14th street along the property of the Hardie Brothers Company, 2nd Ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Hardie Brothers Company, its successors and assigns, be and are hereby given the right and authority, at its own cost and expense, to construct, maintain and use coal hopper on Pike street located 284 feet west of the western building line of 14th street, to be 15 feet long and extend from the building 14 feet under proposed switch siding; to be constructed of reinforced concrete and covered with combination removable hinge steel plates at grade, ample strength to carry the heaviest traffic, for the purpose of unloading coal. Ash bin to be located above said coal hopper with a clearance of 22 feet; bin to be constructed of steel plates and angles supported on girder beams extending 14 feet from the building, for the purpose of loading cars with ash. The said coal hopper and ash bin are along the property of the Hardie Brothers Company, 2nd Ward, Pittsburgh, Pa.

The said coal hopper and ash bin shall be constructed in accordance with the provisions of this ordinance and in accordance with the plans hereto attached and identified as Accession No. A-186, Folder "A", in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed Coal Hopper and Ash Bin on Pike street for Hardie Brothers Company, 2nd Ward, Pittsburgh, Pa."

Section 2. The said company, prior to beginning the construction of the

said coal hopper and ash bin shall submit to the Director of the Department of Public Works of the said City a complete set of plans in triplicate showing the location and all details for the construction and maintenance of the said coal hopper and ash bin, said plans and the construction and maintenance of the said coal hopper and ash bin shall be subject to the approval and supervision of the said Director.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of coal hopper and ash bin on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of coal hopper and ash bin. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said coal hopper and ash bin upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Hardie Brothers Company, its successors and assigns, to that effect; and that the said grantee, when so notified, shall at the expiration of said six months, forthwith, remove the said coal hopper and ash bin and replace the street to its original condition, at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and subsurface structures therein, by reason of the construction, maintenance and use of said coal hopper and ash bin, and it is a condition of this grant

that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to wit: This ordinance shall become null and void unless within thirty (30) days after its passage and approval the Hardie Brothers Company shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate of acceptance to be executed by the President and Secretary of the company, with its corporate seal attached.

Section 8. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 3, 1922.

Approved August 9, 1922.

Ordinance Book 33. Page 544.

No. 285

AN ORDINANCE — Authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving of Manchester avenue, from South Avenue to Ridge avenue, and the regrading, repaving, recurbing and otherwise improving of Strobel street, Reedsdale street, Sturgeon street and Allegheny avenue, and the grading of Strobel way as affected thereby, describing the limits thereof, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Manchester avenue from South avenue to Ridge avenue be graded, regraded, paved, repaved, curbed, recurbed, and otherwise improved, and that Strobel street from Manchester avenue to a point 141.89 ft. eastwardly therefrom; Reedsdale street from Stengel street to English street; Sturgeon street from Manchester avenue to Bowen street, and Allegheny avenue from Ridge avenue to Wolfendale street as affected thereby, be regraded, repaved, recurbed, and otherwise*

improved, and that Strobel way from Manchester avenue to a point 96.35 ft. westwardly be graded.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, regrading, paving, repaving, curbing, recurling and otherwise improving of said streets between said points, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of One Hundred Twelve Thousand (\$112,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 3, 1922.

Approved August 9, 1922.

Ordinance Book 33, Page 546.

No. 286

AN ORDINANCE — Approving the "Kincaid Park Plan of Lots" in the 10th Ward of the City of Pittsburgh, laid out by John E. Born, accepting the dedication of Kincaid street, Mossfield avenue and Reno way, as shown thereon for public use for highway purposes, opening and naming the same, fixing the width and position of the sidewalks and roadway and establishing the grades thereon.

Whereas, John E. Born, the owner of certain properties in the 10th Ward of the City of Pittsburgh laid out in a plan of lots called "Kincaid Park Plan of Lots", has located a certain

street, avenue and way thereon and executed a deed of dedication on said Plan for all the ground covered by said street, avenue and way to the said City of Pittsburgh for public use for highway purposes and has released the said City from liabilities for damages for or by reason of the physical grading of said public highways to the grades hereinafter established, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That "Kincaid Park Plan of Lots" situate in the 10th Ward of the City of Pittsburgh, laid out by John E. Born, July 24, 1922, be and the same is hereby approved and Kincaid street, Mossfield avenue and Reno way as located and dedicated in said plan are hereby approved.

Section 2. The street, avenue and way as aforesaid dedicated to said City for public highway purposes shall be and the same are hereby appropriated and opened as public highways and named Kincaid street, Mossfield avenue and Reno way.

Section 3. The width and position of the sidewalks and roadways and the grade of Kincaid street and Reno way, laid out and dedicated in "Kincaid Park Plan of Lots" are hereby fixed and established as described in Ordinance No. 244 approved July 21, 1922 and recorded in Ordinance Book, Volume 33, Page 500.

Section 4. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said Kincaid street, Mossfield avenue and Reno way, for public highways in conformity with the provisions of this ordinance.

Section 5. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 3, 1922.

Approved August 9, 1922.

Ordinance Book 33, Page 547.

No. 287

AN ORDINANCE — Authorizing and directing the grading to a width of 38 ft., paving and curbing of Bry-

ant street, from Heberton street to Winterton street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Bryant street, from Heberton street to Winterton street, be graded to a width of 38 ft., paved and curbed, the center line of said grading to coincide with the center line of the street as opened.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same for proposals for the grading to a width of 38 ft., paving and curbing of said street between said points, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Ten Thousand (\$10,000) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 3, 1922.

Approved August 9, 1922.

Ordinance Book 33, Page 548.

No. 288

AN ORDINANCE—Re-establishing the grade of Sturgeon street, from Bowen street to Manchester avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the east curb line of Sturgeon street, from Bowen street to Manchester avenue be and the same is hereby re-established as follows, to-wit:

Beginning on the northerly curb line of Bowen street at an elevation of 61.77 feet curb as set; thence falling at the rate of 4.44% for a distance of 123.44 feet to the northerly curb line of Manchester avenue to an elevation of 56.29 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 3, 1922.

Approved August 9, 1922.

Ordinance Book 33, Page 548.

No. 289

AN ORDINANCE—Re-establishing the grade of Allegheny avenue, from Ridge avenue to Wolfendale street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the west curb line of Allegheny avenue, from Ridge avenue to Wolfendale street, be and the same is hereby re-established as follows, to-wit:

Beginning on the southerly curb line of Ridge avenue at an elevation of 70.21 feet; thence falling at a rate of 1.02 feet per 100 feet for a distance of 55.04 feet to a point of curve to an elevation of 69.64 feet; thence by a convex parabolic curve for a distance of 50 feet to a point of tangent to an elevation of 67.07 feet; thence falling at a rate of 9.25 feet per 100 feet for a distance of 174.39 feet to the northerly line of Wolfendale street to an elevation of 50.94 feet; thence falling at a rate of 5 feet per 100 feet for a distance of 13.99 feet to the northerly curb line of Wolfendale street to an elevation of 50.24 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 3, 1922.

Approved August 9, 1922.

Ordinance Book 33, Page 549.

No. 290

AN ORDINANCE—Re-establishing the grade of Bowen street, from Sturgeon street to a point 98.91 feet eastwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the north and south curb lines of Bowen street, from Sturgeon street to a point 98.91 feet eastwardly therefrom be and the same is hereby re-established as follows, to-wit:

NORTH CURB GRADE

Beginning on the easterly curb line of Sturgeon street at an elevation of 61.77 feet (curb as set); thence rising at a rate of 6.36% for a distance of 98.91 feet to a point to an elevation of 68.06 feet (curb as set).

SOUTH CURB GRADE

Beginning on the easterly curb line of Sturgeon street at an elevation of 60.96 feet; thence rising at a rate of 6.83% for a distance of 96.0 feet to a point to an elevation of 67.52 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 3, 1922.

Approved August 9, 1922.

Ordinance Book 33, Page 549.

No. 291

AN ORDINANCE — Establishing the grade on Wapello street, from Termon avenue to Cornell avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That

the grade of the west curb line of Wapello street, from Termon avenue to Cornell avenue be and the same is hereby established as follows, to-wit:

Beginning at the north curb line of Termon avenue at an elevation of 295.81 feet; thence rising at a rate of 6.0 feet per 100 feet for a distance of 10.47 feet to the north building line of Termon avenue to an elevation of 296.44 feet; thence rising at a rate of 16.0 feet per 100 feet for a distance of 146.91 feet to a point, to an elevation of 319.95 feet; thence rising at a rate of 27.67 feet per 100 feet for a distance of 97.75 feet to the south building line of Cornell avenue to an elevation of 347.0 feet; thence rising at a rate of 6.0 feet per 100 feet for a distance of 9.0 feet to the south curb line of Cornell avenue to an elevation of 347.54 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 3, 1922.

Approved August 9, 1922.

Ordinance Book 33, Page 550.

No. 292

AN ORDINANCE—Appropriating and setting aside from the proceeds of Street Improvement Bonds, 1922, Bond Fund Appropriation No. 237, certain sums amounting in the aggregate to Two Hundred Fifty-five Thousand (\$255,000.00) Dollars for the payment of the City's share of the cost, damages and expenses of improving the Boulevard of the Allies, Manchester avenue, and East street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds of Street Improvement Bonds, 1922, Bond Fund Appropriation No. 237, the following sums amounting in the aggregate to Two Hundred Fifty-five Thousand (\$255,000.00) Dollars for the payment of the City's share of the cost, damages and expenses of improving the Boulevard of the Allies, Manchester avenue and East street, to-wit:

Opening, widening, extending and improving the Boulevard of the Allies, from Grant street to Craft avenue\$130,000.00

Opening, widening, extending, and improving Manchester avenue, from South avenue to Ridge avenue 110,000.00

Widening and improving East street, from Tripoli street to Royal street..... 15,000.00

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 3, 1922.

Approved August 9, 1922.

Ordinance Book 33, Page 551.

No. 293

AN ORDINANCE — Authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing, and otherwise improving East street from Tripoli street to the first angle distant about 100 ft. south of Royal street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That East street, from Tripoli street to the first angle distant about 100 ft. south of Royal street be graded, regraded, paved, repaved, curbed, recurbed, and otherwise improved.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, regrading, paving, repaving, curbing, recurbing, and otherwise improving of said streets between said points, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract

prices, if let in separate contracts, not to exceed the total sum of One Hundred Thousand (\$100,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 3, 1922.

Approved August 9, 1922.

Ordinance Book 33, Page 551.

No. 294

AN ORDINANCE — Granting unto the Hanlon-Gregory Galvanizing Company, its successors and assigns, the right to construct, maintain and use a switch track on and across Harrison street, 56th street and Berlin way, 10th Ward, Pittsburgh, Pa. for the purpose of conveying materials, etc., from the 54th street yard, Pennsylvania Railroad Company, to the property of the Hanlon-Gregory Galvanizing Company.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Hanlon-Gregory Galvanizing Company, its successors and assigns, be and are hereby given the right and authority, at its own cost and expense, to construct maintain and use switch track on Harrison street located approximately 16½' east from the north eastern building line of 56th street, thence in a southerly direction across Harrison street to a point 18' 1" west of the south eastern property line of 56th street, thence in a southerly direction on across 56th street to the western property line 53' 3" south of the south western property line of Harrison street for a distance of 104' 4", thence through the property of the Hanlon-Gregory Galvanizing Company in a southerly direction to the north property line of Ber-

lin way, 28' west of the western property line of 56th street, thence on and across Berlin way to the property of the Hanlon-Gregory Galvanizing Company, for a distance of 22' 5" for the purpose of conveying materials etc. from the 54th Street Yard, Pennsylvania Railroad Company, to the property of the Hanlon-Gregory Galvanizing Company, 10th Ward, Pittsburgh, Pa.

The said switch track shall be constructed in accordance with the provisions of this ordinance and in accordance with the plans hereto attached and identified as Accession No. A-189, Folder "A", in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed Switch Track on Harrison street, 56th street and Berlin way, for the Hanlon-Gregory Galvanizing Company, 10th Ward, Pittsburgh, Pa."

Section 2. The said company prior to the beginning of construction of switch track shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans showing location and all details for the construction of the said switch track, and the said plans and the construction of the switch track shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh, and its powers over City streets, and to the ordinance of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of switch track on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of the said switch track. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of the said switch track upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Hanlon-Gregory Galvanizing Company, its successors and assigns, to that effect; and that the said grantee when so notified, shall at the expiration of the said six months, forthwith, remove the said switch track and replace the street to its original condition, at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and subsurface structures therein, by reason of the construction, maintenance and use of the said switch track, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This ordinance shall become null and void unless within thirty (30) days after its passage and approval the Hanlon-Gregory Galvanizing Company shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate of acceptance to be executed by the President and Secretary of the company, with its corporate seal attached.

Section 8. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 5, 1922.

Approved August 10, 1922.

Ordinance Book 33, Page 552.

No. 295

AN ORDINANCE — Authorizing and directing the construction of a public sanitary sewer on Pioneer avenue between Brookline boulevard and West Liberty avenue, near Hargrove street, on Ray avenue from Pioneer avenue to Plainview street, and on Stetson street from Pioneer avenue

to an existing sewer at a point 130 feet north of Pioneer avenue and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on Pioneer avenue between Brookline boulevard and West Liberty avenue near Hargrove street, on Ray avenue from Pioneer avenue to Plainview street, and on Stetson street from Pioneer avenue to an existing sewer at a point 130 feet north of Pioneer avenue. Commencing on Pioneer avenue at the crown southwest of Capital avenue, thence southwestwardly along Pioneer avenue to Ray avenue, thence northwestwardly along Ray avenue to the existing sewer on Ray avenue at Plainview avenue. Said sewer to be terra cotta pipe and 10 inches in diameter. Also commencing on Pioneer avenue at a point about 20 feet northeast of Berwin avenue, thence northeastwardly along Pioneer avenue to the sewer on Ray avenue. Said sewer to be terra cotta pipe and 8 inches in diameter. Also commencing on Pioneer avenue at the crown southwest and northeast of Capital avenue, thence northeastwardly and southwestwardly respectively along Pioneer avenue to the existing sanitary sewer on Capital avenue. Said sewer to be terra cotta pipe and 8 inches in diameter. Also commencing on Pioneer avenue at the crown northeast of Capital avenue and northeast of Stetson street, thence northeastwardly and southwestwardly respectively along Pioneer avenue to Stetson street. Said sewer to be terra cotta pipe and 8 inches in diameter, thence northwestwardly along Stetson street to the existing sewer on Stetson street to a point about 130 feet northwestwardly of Pioneer avenue. Said sewer to be terra cotta pipe and 10 inches in diameter. Also commencing on Pioneer avenue at the crown northeast of Stetson street, thence northeastwardly along Pioneer avenue for a distance of about 800 feet. Said sewer to be terra cotta pipe and 8 inches in diameter. Thence continuing northeastwardly along Pioneer avenue for a distance of about 1000 feet to a point. Said sewer to be terra cotta pipe and 10 inches in diameter. Thence continuing in a northeastwardly and northwestwardly

direction along Pioneer avenue to the existing sanitary sewer on West Liberty avenue near Hargrove avenue. Said sewer to be terra cotta pipe and 12 inches in diameter. All sewers on Pioneer avenue as above described shall have 6 inch lateral sewers extending from the main sewer to a point one foot inside the curb line, also that 6 inch lateral sewer shall be constructed on Pioneer avenue between Brookline boulevard and Berwin avenue from the existing sewer to one foot inside the curb line, to provide for properties that are not already connected to the existing sewers.

Section 2. The Mayor and the director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Thirty-five Thousand (\$35,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 5, 1922.

Approved August 10, 1922.

Ordinance Book 33, Page 554.

No. 296

AN ORDINANCE—Authorizing the construction of a Relief Sewer on Elysian street, Selwyn street, and north sidewalk on Lynhurst Green from existing sewer on Hastings street

to the existing sewer on Beechwood boulevard, describing same and setting aside the sum of \$8,000.00 from the proceeds of Bond Fund Appropriation No. 236, "Sewer Bonds", 1922 for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works is hereby authorized and directed to advertise for proposals and award a contract or contracts to the lowest responsible bidder or bidders for the construction of a Relief Sewer on Elysian street, Selwyn street, and north sidewalk on Lynhurst Green from existing sewer on Hastings street to the existing sewer on Beechwood boulevard.

Commencing on Hastings street by intercepting the existing sewer at Elysian street, thence northwardly along Elysian street to Selwyn street, thence westwardly along Selwyn street to Reynolds street, thence northwardly across Reynolds street to Lynhurst Green, thence westwardly along north sidewalk on Lynhurst Green to the existing sewer on Beechwood boulevard.

Said Relief Sewer to be terra cotta pipe 15 to 24 inches in diameter.

The said contract or contract; to be awarded for a sum not to exceed \$8,000.00 and the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into a contract or contracts with the successful bidder or bidders for the performance of this work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof the sum of \$8,000.00 or as much thereof as may be necessary is hereby set apart and appropriated from the proceeds of Bond Fund Appropriation No. 236, "Sewer Bonds," 1922, and the Mayor and the City Controller are hereby authorized and directed respectively to issue and countersign warrants drawn in payment of the cost of the said work

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 5, 1922.

Approved August 10, 1922.

Ordinance Book 33, Page 555.

No. 297

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Parviss street, from a point about 550 feet north of Benton avenue, to the existing sewer on Parviss street, north of Benton avenue and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on Parviss street, from a point about 550 feet north of Benton avenue, to the existing sewer on Parviss street, north of Benton avenue. Commencing on Parviss street at a point about 550 feet north of Benton avenue, thence southwardly along Parviss street to the existing sewer on Parviss street, north of Benton avenue. Said sewer to be terra cotta pipe and fifteen (15") inches in diameter, with nine (9") inch lateral sewers extending from the main sewer to points one foot inside the curb lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Two Thousand (\$2,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 5, 1922.

Approved August 10, 1922.

Ordinance Book 33, Page 556.

No. 298

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Shady avenue, from a point about 415 feet south of Monitor street, to the existing sewer on Monitor street, with a branch sewer on Ebdy street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on Shady avenue, from a point about 415 feet south of Monitor street, to the existing sewer on Monitor street, with a branch sewer on Ebdy street. Commencing on Shady avenue at a point about 415 feet south of Monitor street, thence northwardly along Shady avenue to the existing sewer on Monitor street. With a branch sewer on Ebdy street. Commencing on Ebdy street at a point about 330 feet east of Shady avenue, thence westwardly along Ebdy street to the sewer on Shady avenue. Said sewer and branch sewer to be terra cotta pipe and 15 inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Three Thousand Two Hundred (\$3,200.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any ordinance or part of ordinance conflicting with the provisions of this ordinance, be and the same is hereby repealed so far as the same affects this ordinance.

Passed August 5, 1922.

Approved August 10, 1922.

Ordinance Book 33, Page 557.

No. 299

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Timberland avenue from a point about 575 feet northwest of Abstract avenue to the existing sewer on Edgebrook avenue, with a branch sewer on Abstract avenue and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted assembled, and it is hereby ordained and enacted by the authority of the same,* That by the City of Pittsburgh, in Council a public sewer be constructed on Timberland avenue from a point about 575 feet northwest of Abstract avenue to the existing sewer on Edgebrook avenue, with a branch sewer on Abstract avenue. Commencing on Timberland avenue at a point about 575 feet northwest of Abstract avenue, thence southeastwardly along Timberland avenue to the existing sewer on Edgebrook avenue. With a branch sewer on Abstract avenue. Commencing on Abstract avenue at a point about 150 feet northeast of Harmony avenue, thence northeastwardly along Harmony avenue to the sewer on Timberland avenue. Said sewer and said branch sewer to be terra cotta pipe and 8 inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of

Eight Thousand (\$8,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 5, 1922.

Approved August 10, 1922.

Ordinance Book 33, Page 558.

No. 300

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Vera way, from points about 30 feet northeast of Breckenridge street and about 20 feet southwest of the northeasterly terminus of Vera way, to the existing sewer connection on Vera way northeast of Breckenridge street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on Vera way, from points about 30 feet northeast of Breckenridge street and about 20 feet southwest of the northeasterly terminus of Vera way, to the existing sewer connection on Vera way northeast of Breckenridge street. Commencing on Vera way at points about 30 feet northeast of Breckenridge street and 20 feet southwest of the northeasterly terminus of Vera way, thence northeastwardly and southwestwardly respectively along Vera way to the existing sewer connection on Vera way northeast of Breckenridge street. Said sewer to be terra cotta pipe and twelve (12") inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of One Thousand Six Hundred (\$1,600.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Passed August 5, 1922.

Approved August 10, 1922.

Ordinance Book 33, Page 559.

No. 301

AN ORDINANCE — Authorizing and directing the construction of a public sewer on the west sidewalk of Wightman street, from a point about 50 feet south of Phillips avenue, to the existing sewer on the east sidewalk of Wightman street south of Melvin street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on the west sidewalk of Wightman street, from a point about 50 feet south of Phillips avenue, to the existing sewer on the east sidewalk of Wightman street, south of Melvin street. Commencing on the west sidewalk of Wightman street at a point about 50 feet south of Phillips avenue, thence southwardly along the west sidewalk of Wightman street to a point about 395 feet south of Phillips avenue.

thence eastwardly across Wightman street to the existing sewer on the east sidewalk of Wightman street south of Melvin street. Said sewer to be terra cotta pipe and twelve (12") inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Two Thousand Two Hundred (\$2,200) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 5, 1922.

Approved August 10, 1922.

Ordinance Book 33, Page 560.

No. 302

AN ORDINANCE—Fixing the width and position of the northerly sidewalk of Brownsville avenue, from Manor street to the first angle east of Carson street East.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the northerly sidewalk of Brownsville avenue, from Manor street to the first angle east of Carson street East be and the same is hereby fixed to a width of 8.0 feet as follows:

The northerly sidewalk shall have a uniform width of 8.0 feet and shall lie along and be parallel to the northerly line of the street.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 5, 1922.

Approved August 10, 1922.

Ordinance Book 33, Page 561.

No. 303

AN ORDINANCE—Appropriating and setting aside from Bridge Bonds, 1922, Bond Fund No. 238, the sum of \$10,000.00 for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Division of Bridges, Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds received from the sale of Bridge Bonds, 1922, Bond Fund No. 238, the sum of \$10,000.00 for the purpose of paying the engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services required for engineering services performed by the employes of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as Bond Fund Appropriation No. 238-A, Engineering Expenses, Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 5, 1922.

Approved August 10, 1922.

Ordinance Book 33, Page 561.

No. 304

AN ORDINANCE—Appropriating and setting aside an additional sum of \$43,000.00 from Bond Fund Appropriation No. 236, "Sewer Bonds," 1922 for the payment of the cost of completing Contract No. 5481, Mayor's Office File No. 281, entered into March 1, 1921 with the Thomas Cronin Company for the reconstruction of the Soho Run Trunk Sewer from Reed street to Brady street, and the construction of Relief Sewer on Chauncey street and Reed street.

Whereas, in prosecuting said contract No. 5481, it became necessary due to unforeseen conditions, to increase the quantities of certain items of work included in the contract. The principal items being Item 20; hemlock lumber left in place, exclusive of shoring, and Item 36; lumber of shoring left in place in tunnel, and

Whereas, said increase in certain items of work in this contract caused a corresponding increase in the total cost which is now estimated to be \$223,000.00 instead of \$180,000.00 the amount originally appropriated, thus requiring an additional amount of \$43,000.00 to complete this contract, and

Whereas, there is remaining in Bond Fund Appropriation No. 236, "Sewer Bonds," 1922, an unencumbered balance in excess of the required additional sum of \$43,000.00, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby set apart and appropriated an additional sum of \$43,000 from the proceeds of Bond Fund Appropriation No. 236, "Sewer Bonds", 1922, for the payment of the cost of completing Contract No. 5481, Mayor's Office File No. 281, entered into March 1st, 1921 with the Thomas Cronin Company for the reconstruction of the Soho Run Trunk Sewer from Reed street to Brady street, and the construction of Relief Sewer on Chauncey street and Reed street, and the Mayor and the Controller be, and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of completing said contract.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 5, 1922.

Approved August 10, 1922.

Ordinance Book 33, Page 562.

No. 305

AN ORDINANCE — Authorizing the purchase of certain real estate in the Eighth and Ninth wards, of the City of Pittsburgh, County of Allegheny, and State of Pennsylvania, from John J. Dean, for the sum of Seventy Thousand (\$70,000.00) Dollars.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the proper Officers of the City of Pittsburgh, be and they are hereby authorized and directed to purchase from John J. Dean

All those certain parcels of ground situate in the Ninth ward, of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, bounded and described as follows:

A lot of ground fronting 127.5 feet on Ewing street, 50 feet on Canoe way, 130.2 feet on Wilconna street, having a width in the rear of 120.5 feet.

Also, a lot of ground fronting 42.4 feet on Canoe way; extending northwardly along Ewing street 66 feet; thence southwardly along Wilconna street, 78.25 feet.

Also, a lot of ground beginning at the northeasterly intersection of Wilconna street, and Canoe way; thence along Wilconna street northwardly a distance of 100 feet to Ewing street; thence along Ewing street a distance of 238 feet to the intersection of Ewing and Cayuga street; thence southwardly along Cayuga street 308 feet to Canoe way; thence westwardly along Canoe way 127.5 feet to the place of beginning.

Also, beginning at the southeasterly intersection of Canoe way and Wilconna street; thence southwardly along the easterly line of Wilconna street 260.25 feet to the intersection of Wilconna and Minerva street; thence eastwardly along the northerly line of Minerva street 100 feet to the inter-

section of Minerva and Cayuga streets; thence northwardly along the westerly line of Cayuga street as said street is laid out 343.52 feet to Canoe way; thence eastwardly along Canoe way, 127.5 feet to the place of beginning.

All these certain parcels of ground situate in the Eighth Ward, of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, bounded and described as follows:

Beginning at the northeasterly intersection of Cayuga street and Minerva street; thence northwardly along the line of Cayuga street 335.58 feet to Mott way; thence eastwardly along said Mott way 62.17 feet to Hoke way; thence southwardly along the westerly line of said Hoke way 340 feet to a point at the northwesterly intersection of Minerva street and Hoke way; thence westwardly along the northerly line of Minerva street 110.34 feet to the place of beginning.

Also, beginning on the westerly side of Dargan street at a distance of 50 feet from the northwesterly corner of the intersection of Minerva and Dargan streets; thence northwardly along Dargan street 120 feet; thence in a westerly direction parallel to the line of Minerva street 90 feet to the easterly line of Hoke way; thence southwardly along the easterly line of said Hoke way and parallel to the westerly line of Dargan street 120 feet; thence eastwardly along the parallel line with the northerly line of Minerva street 90 feet to the place of beginning.

Also a piece of ground being lots No. 87, 88, 89, 90, 91 in Edeburn and Ewings Plan of lots, recorded in Plan Book, Volume 4, Page 311, 10,000 sq. ft. Recorder's Office; a piece of ground being lots No. 69-70 in Edeburn and Ewing Plan of Lots, recorded in Recorder's Office, Plan Book, Vol. 4, Page 511, 3747 Sq. Ft.; a piece of ground being lots No. 61, 62, 63 in Edeburn and Ewings Plan of Lots, recorded in Recorder's Office, Plan Book, Volume 4, Page 311, 6791 Sq. Ft.

Section 2. That the said proper officers of the City of Pittsburgh are hereby authorized and directed to pay to the said John J. Dean, owner of the above described premises upon delivery of a General Warranty Deed by him, conveying title in fee simple free and clear of all encumbrances for the above described property, for the sum of Seventy Thousand (\$70,000.00) Dollars, to be paid from Ap-

propriation No. 201 B, Playground Improvement Bonds, purchase of property in Bloomfield District.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 31, 1922.

Approved August 10, 1922.

Ordinance Book 33, Page 563.

No. 306

AN ORDINANCE—Providing for the letting of a contract for the purchase of an automobile for the Department of City Council, and setting aside funds for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to award a contract, to the lowest responsible bidder, for the purchase of an automobile for the Department of City Council, for a sum not to exceed \$4,150.00, including a credit of \$1,150.00 for trade-in of old automobile.

Section 2. That the sum of \$3,000, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 42, Contingent Fund, for the purchase of an automobile for the Department of City Council as aforesaid.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 3, 1922.

Pittsburgh, August 15, 1922.

I do hereby certify that the foregoing ordinance, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval, on August 4, 1922, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date,

whereupon the same became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN,
Clerk of Council.

Ordinance Book 33, Page 565.

No. 307

AN ORDINANCE—Creating additional positions in the Bureau of Recreation, Crawford street Bath House, Department of Public Works and fixing the rate of compensation thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That from and after the passage and approval of this ordinance, the Director of the Department of Public Works shall be and he is hereby authorized and empowered to appoint and employ the following employees in the Crawford Street Bath House, Bureau of Recreation, at the rate of compensation respectively set forth:

One Attendant in charge, \$1,260.00 per annum

One Attendant (Female), \$960.00 per annum.

One Watchman, \$3.20 per day.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 5, 1922.

Pittsburgh, August 18th, 1922.

I do hereby certify that the foregoing ordinance, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval, on August 7, 1922, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon the same became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN,
Clerk of Council.

Ordinance Book 33, Page 565.

No. 308

AN ORDINANCE—Fixing the wages of all carpenters employed by the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That from and after the passage and approval of this ordinance the wages of all carpenters employed by the City of Pittsburgh shall be and the same are hereby fixed at \$1.12½ per hour each.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 3, 1922.

Pittsburgh, September 11, 1922

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor, and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 11th day of September, A. D. 1922.

E. J. MARTIN,
Clerk of Council.

Ordinance Book 33, Page 566.

No. 309

AN ORDINANCE — Re-establishing the grade of Bascom street, from Perrysville avenue to the second angle westwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the north and south curb lines of Bascom street, from Perrysville avenue to the second angle westwardly therefrom shall be and the same are hereby re-established as follows, to-wit:

The grade of the north curb line shall begin at the west curb line of Perrysville avenue at an elevation of 537.03 feet (curb as set); thence falling at the rate of 8.27% for a distance of 271.07 feet to a point of curve to an elevation of 514.61 feet; thence by a concave parabolic curve

for a distance of 40.0 feet to a point of tangent to an elevation of 512.38 feet; thence falling at the rate of 2.90% for a distance of 559.95 feet to the second angle west of Perrysville avenue to an elevation of 496.14 feet.

The grade of the south curb line shall begin at the west curb line of Vincenton street at an elevation of 533.87 feet (curb as set); thence rising at the rate of 5% for a distance of 11.99 feet to a point of curve to an elevation of 534.46 feet; thence by a convex parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 533.55 feet; thence falling at the rate of 8.027% for the distance of 236.51 feet to a point of curve to an elevation of 514.57 feet; thence by a concave parabolic curve for the distance of 40.0 feet to a point of tangent to an elevation of 512.38 feet; thence falling at the rate of 2.90% for a distance of 553.97 feet to the second angle west of Perrysville avenue to an elevation of 496.14 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1922.

Approved September 20, 1922.

Ordinance Book 33, Page 566.

No. 310

AN ORDINANCE — Establishing the grade of the west and south curb lines of Beechwood boulevard, from Penn avenue to a point 615.55 feet northwardly from the northerly line of Fifth avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the west and south curb lines of Beechwood boulevard, from Penn avenue to a point 615.55 feet northwardly from the northerly line of Fifth avenue be and the same is hereby established as follows, to-wit:

The grade of the west curb line shall begin on the south curb line of Penn avenue at an elevation of 238.13 feet (curb as set); thence rising at the rate of 4.14 feet per 100 feet for the distance of 15.21 feet to

a point to an elevation of 238.76 feet; thence rising at the rate of 1.0 foot per 100 feet for the distance of 169.33 feet to a point of curve to an elevation of 240.45 feet; thence by a convex parabolic curve for the distance of 50.0 feet to a point of tangent of an elevation of 240.04 feet; thence falling at the rate of 2.63 feet per 100 feet for the distance of 111.64 feet to the north curb line of Aurelia street to an elevation of 237.11 feet (curb as set).

The grade of the south curb line shall begin on the south curb line of Aurelia street and the west line of Beechwood boulevard at an elevation of 236.81 feet (curb as set); thence rising at the rate of 3.0 feet per 100 feet for the distance of 148.0 feet to a point on the west curb line of Beechwood boulevard distance 615.55 feet northwardly from the northerly line of Fifth avenue to an elevation of 241.25 feet.

Section 2. That any ordinance or part of ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same effects this Ordinance.

Passed September 18, 1922.

Approved September 20, 1922.

Ordinance Book 33, Page 567.

No. 311

AN ORDINANCE—Providing for the making of a contract, or contracts for furnishing and erecting Asphalt Tanks at Municipal Asphalt Plant No. 1.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works of the City of Pittsburgh shall be and are hereby authorized to advertise for proposals and award a contract, or contracts to the lowest responsible bidder, or bidders for the furnishing and erecting of Asphalt Tanks at Municipal Asphalt Plant No. 1 for a sum not to exceed Twenty Thousand (\$20,000.00) Dollars, in accordance with the act of Assembly entitled "An Act for the Government of Cities of the Second Class," approved the Seventh Day of March, A. D. 1901, and the different supplements and amendments thereto and the Ordinances of Council in such cases made and provided.

Section 2. That the sum of Twenty Thousand (\$20,000.00 Dollars, or so much of the same as may be necessary, shall be and is hereby set apart and appropriated for the payment, or payments required for the performance of the above mentioned work, and that the said amount or amounts be paid out of Appropriation No. 1659.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1922.

Approved September 20, 1922.

Ordinance Book 33, Page 568.

No. 312

AN ORDINANCE—Providing for the making of a contract, or contracts for the laying and construction of a two (2) inch concrete wearing surface on the roadway base around the North Side Reservoir, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works of the City of Pittsburgh shall be, and they are hereby authorized to advertise for proposals and to award a contract, or contracts to the lowest responsible bidder, or bidders, for the laying, and construction of a two (2) inch concrete wearing surface on the roadway base around the North Side Reservoir, for a sum not to exceed Seven Thousand Five Hundred Dollars (\$7,500.00), in accordance with the Act of Assembly entitled, "An Act for the government of cities of the second class", approved the seventh day of March, A. D. 1901, and the different supplements and amendments thereto, and the Ordinances of Council in such cases made and provided.

Section 2. That the sum of Seven Thousand Five Hundred (\$7,500) Dollars, or so much of the same as may be necessary, shall be and is hereby set apart and appropriated for the payment, or payments, required for the performance of the above mentioned work, and that the said amount or amounts be paid out of Appropriation No. 167.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1922.

Approved September 20, 1922.

Ordinance Book 33, Page 569.

No. 313

AN ORDINANCE — Authorizing and directing the Grading, regrading, paving, repaving, curbing and recurb-ing of Blessing street from a point 114.87 ft., north to a point 222.34 ft. South of the northerly property line of Dollar Savings Bank and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Blessing street, from a point 114.87 ft. north to a point 222.34 ft. south of the northerly property line of Dollar Savings Bank, be graded, regraded, paved, repaved, curbed and recurbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, regrading, paving, repaving, curbing and recurb-ing of said street between said points, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Ten Thousand (\$10,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any ordinance or part of ordinance, conflicting with the provisions of this ordinance, be and the same is hereby repealed so far as the same affects this ordinance, with especial reference to Ordinance No. 547, approved December 9, 1921.

Passed September 18, 1922.

Approved September 20, 1922.

Ordinance Book 33, Page 569.

No. 314

AN ORDINANCE — Authorizing and directing the grading, paving and curbing of Webster avenue, from Orion street to Blessing street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Webster avenue, from Orion street to Blessing street, be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Fifty Thousand (\$50,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any ordinance or part of ordinance, conflicting with the provisions of this ordinance, be and the same is hereby repealed so far as the same affects this Ordinance,

with especial reference to Ordinance No. 546, approved December 9, 1921.

Passed September 18, 1922.

Approved September 20, 1922.

Ordinance Book 33, Page 570.

No. 315

AN ORDINANCE — Authorizing and directing the grading, paving and curbing of Kincaid street, from North Mathilda street to the Southwest Line of G. Weber property and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Kincaid street, from North Mathilda street to the Southwest line of G. Weber property, be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Ten Thousand (\$10,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1922.

Approved September 20, 1922.

Ordinance Book 33, Page 571.

No. 316

AN ORDINANCE — Authorizing and directing the grading to a width of 40 ft., paving and curbing of Minsinger street, from Southern avenue to Boggs avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Minsinger street, from Southern avenue to Boggs avenue, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the grading, paving and curbing of the same. Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Minsinger street, from Southern avenue to Boggs avenue, be graded to a width of 40 ft., paved and curbed. The center line of said grading to coincide with the center line of said street as opened.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same for proposals for the grading to a width of 40 feet, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Eleven Thousand (\$11,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1922.

Approved September 20, 1922.

Ordinance Book 33, Page 572.

No. 317

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Wills street, from Peck way to property line distant about 235.5 ft. South of Minsinger street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Wills street, between Peck way and property line distant about 235.5 ft., South of Minsinger street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the grading, paving and curbing of the same. Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Wills street from Peck way to property line distant about 235.5 ft. South of Minsinger street, be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Twelve Thousand (\$12,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1922.

Approved September 20, 1922.

Ordinance Book 33, Page 573.

No. 318

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Webster avenue and Blessing street, from the existing sewer at a point about 60 ft. West of Finland street to the existing sewer on Blessing street at a point about 200 ft. North of Webster avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on Webster avenue and Blessing street from the existing sewer at a point about 60 ft. West of Finland street to the existing sewer on Blessing street at a point about 200 ft. North of Webster avenue. Commencing on Webster avenue at the existing sewer at a point about 60 ft. west of Finland street; thence eastwardly and southeastwardly along Webster avenue to Blessing street; thence northwardly along Blessing street to the existing sewer on Blessing street at a point about 200 ft. north of Webster avenue; said sewer to be terra cotta pipe and fifteen (15") inches in diameter, with nine (9") inch lateral sewers extending from the main sewer to a point one foot inside the curb lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of

Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Ten Thousand (\$10,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any ordinance or part of ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this ordinance, with especial reference to Ordinance No. 495, approved November 3, 1921.

Passed September 18, 1922.

Approved September 20, 1922.

Ordinance Book 33, Page 574.

No. 319

AN ORDINANCE — Authorizing and directing the construction of a public sewer on the easterly sidewalk of Portola avenue and on the roadway of Delaware street, from points 60 feet north and 50 feet south of the crown on Portola avenue, to the existing sewers on Delaware street at Orleans street, southeast of Chemung street and northeast of Perrysville avenue respectively. With a branch sewer on Wayland way, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on the easterly sidewalk of Portola avenue and on the roadway of Delaware street, from points 60 feet north and 50 feet south of the crown on Por-

tola avenue, to the existing sewers on Delaware street, at Orleans street, southeast of Chemung street and northeast of Perrysville avenue respectively. Commencing on the easterly sidewalk of Portola avenue at points 60 feet north and 50 feet south of the crown on Portola avenue, thence northwardly and southwardly respectively along the easterly sidewalk of Portola avenue to Delaware street, thence northwestwardly and southwestwardly respectively along the roadway of Delaware st. to the existing sewers on Delaware st. at Orleans street, southeast of Chemung street and northeast of Perrysville avenue respectively. Said sewer to be terra cotta pipe and fifteen (15") inches in diameter. With a branch sewer on Wayland Way. Commencing at the crown on Wayland way, thence northwardly and southwardly respectively along Wayland way to the sewers on the easterly sidewalk of Portola avenue. Said branch sewer to be terra cotta pipe and twelve (12") inches in diameter with nine (9") inch lateral sewers extending from the main sewer to points within one foot of the building lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Eleven Thousand (\$11,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1922.

Approved September 20, 1921.

Ordinance Book 33, Page 575.

No. 320

AN ORDINANCE — Granting unto the Pennsylvania Railroad Company, its successors and assigns, the right to construct, maintain and use two switch tracks on and across Railroad street at the intersection of 24th street and 11 tracks on and across 23rd street, located between Railroad street and Smallman street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, its Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Pennsylvania Railroad Company, its successors and assigns, be and are hereby given the right and authority, at its own cost and expense, to construct, maintain and use switch tracks on and across Railroad street at the intersection of 24th street, switch track No. 1 located at a point 60' east of the eastern property line of 24th street track of the Allegheny Division of the Pennsylvania Railroad, thence for a distance of 114' across the intersection of Railroad street and 24th street to a point located 14' west of the western property line of 24th street on the south side of Railroad street property of the Pennsylvania Railroad Company; switch track No. 2 beginning at a point 57' west of switch track No. 1, thence eastwardly on and across Railroad street at 24th street for a distance of 161' to the property of the Pennsylvania Railroad, located 120' west of the western property line of 24th street on the south side of Railroad street; also 11 tracks on and across 23rd street located between the south building line of Railroad street and a point 166' south of Railroad street, said section of street to be kept open at all times for the maintenance of street traffic and also to keep in good condition for vehicle traffic the 22nd street and 23rd street grade crossings over Railroad street.

The said tracks shall be constructed in accordance with the provisions of this ordinance and in accordance with the plan hereto attached and identified as Accession No. A-190, Folder "A", in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public

Works, entitled, "Proposed Switch Tracks on and across Railroad street at 24th street and 23rd street, for Pennsylvania Railroad Company, 2nd Ward, Pittsburgh, Pa."

Section 2. The said company, prior to the construction of tracks shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans showing location and all details for the construction of said tracks, and the said construction of tracks shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets, and to the ordinance of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of tracks on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the paving, repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said tracks. All of the said work, including the paving, repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of the said tracks upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinances of Council to the said Pennsylvania Railroad Company, its successors and assigns, to that effect; and that the said grantee, when so notified, shall at the expiration of the said six months, forthwith, remove the said tracks and replace the street to its original condition, at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and

sub-surface structures therein by reason of the construction, maintenance and use of said tracks, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition to-wit: This ordinance shall become null and void unless within sixty (60) days after its passage and approval the Pennsylvania Railroad Company shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate of acceptance to be executed by the President and Secretary of the company, with its corporate seal attached.

Section 8. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1922.

Approved September 20, 1922.

Ordinance Book 33, Page 576.

No. 321

AN ORDINANCE — Granting unto the Pittsburgh & Lake Erie Railroad Company, its successors and assigns, the right to erect, maintain and use supports for signal transmission lines on the top chord of truss, southern end of 10th street bridge, providing for carrying 11 wires in line with the Pittsburgh & Lake Erie Railroad, for the purpose of operating signal system in connection with the movement of trains, 17th Ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Pittsburgh & Lake Erie Railroad Company, its successors and assigns, be and is hereby given the right and authority, at its own cost and expense, to erect, maintain and use supports for signal transmission lines, to be erected with two light bents on the top chord of truss, providing for the carrying of 11 wires over the top of the 10th street bridge, for the purpose of operating signal system in connection with the movement of trains, 17th Ward, Pittsburgh, Pa.*

The foregoing supports for wires shall be erected in the location and in full conformity with the plans on file in the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, and identified as Accession No. 191, Folder "A", entitled, "Plan of Proposed Supports for Wires on and over the 10th street bridge, for the Pittsburgh & Lake Erie Railroad Company, 17th Ward, Pittsburgh, Pa."

Section 2. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its rights over poles, wires, streets and bridges, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the erection, maintenance and use of poles and wires on City streets and bridges, and compensation for same.

Section 3. The said grantee shall bear the full cost and expense of the supports for wires on said bridge and any damage to bridge or other overhead wires connected thereto by reason of the erection, maintenance and use of said supports for wires. All of the said work shall be done in the manner and at such times as the Director may order and shall be subject to his approval and supervision.

Section 4. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said supports for wires on said bridge upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Pittsburgh & Lake Erie Railroad Company, its successors and assigns, to that effect; and that the said grantee, when so notified, shall at the expiration of said six months, forthwith, remove the said supports for wires on said bridge and place the bridge in its original condition, at its own cost and expense.

Section 5. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the bridge, by reason of the erection, maintenance and use of the said supports for wires, and it is a condition of this grant that the City of Pittsburgh assumes no liability either to persons or property on account of this grant.

Section 6. The Pittsburgh & Lake Erie Railroad Company shall pay to the City of Pittsburgh for the privileges herein granted the sum of Fifty (\$50.00) Dollars per annum payable in advance, provided however that the rights herein conferred shall be subject to the terms of any general ordinance hereafter enacted by the City of Pittsburgh providing compensation to the City for the location and maintenance of any structures under, on or above the public highways of the City of Pittsburgh, and the Pittsburgh & Lake Erie Railroad Company agrees to pay any charges, annually or otherwise, which may hereafter be fixed by the City of Pittsburgh by general ordinance for the privileges and rights herein conferred.

Section 7. The Pittsburgh & Lake Erie Railroad Company shall, within sixty (60) days after the passage and approval of this ordinance, file its written acceptance of this ordinance, together with all of the terms and conditions herein provided, in the Controller's office of the City of Pittsburgh.

Section 8. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1922.

Approved September 20, 1922.

Ordinance Book 33, Page 578.

No. 322

AN ORDINANCE — Opening and naming Velle way in the 11th Ward of the City of Pittsburgh, from Samantha way to Heth's avenue; establishing the grade thereof and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Velle way, in the 11th Ward of the City of Pittsburgh, from Samantha way to Heth's avenue, be and the same is hereby opened to a width of 20 feet by taking for public use for highway purposes all the following described property, to-wit:

Beginning at a point on the westerly line of Samantha way (said point being distant S. 18° 55' W., 115.03 feet from the intersection of the westerly line of Samantha way with the southerly line of Wellesley avenue); thence N. 66° 40' W., parallel to and at a perpendicular distance of 114.69 feet southwardly from the southerly line of Wellesley avenue for the distance of 617.23 feet to the easterly line of King avenue; thence S. 23° 49' W., along the easterly line of said avenue for the distance of 20 feet to a point; thence S. 66° 40' E., for the distance of 618.95 feet to the westerly line of Samantha way; thence N. 18° 55' E., along the westerly line of said way for the distance of 20.06 feet to the place of beginning.

Also beginning at a point on the westerly line of King avenue (said point being distant S. 23° 49' W., 120.79 feet from the intersection of the westerly line of King avenue with the southerly line of Wellesley avenue); thence continuing along said westerly line of King avenue for the distance of 15.81 feet to the easterly line of Heth's avenue; thence N. 0° 28' E., along the easterly line of said avenue for the distance of 17.16 feet to a point; thence S. 66° 40' E., for the distance of 6.80 feet to the place of beginning.

Section 2. The said way, from Samantha way to Heth's avenue, shall hereafter be known as "Vellie way".

Section 3. The grade of the north line shall begin on the west curb line of Samantha way at an elevation of 221.90 feet (curb as set); thence falling at the rate of 1.75 feet per 100 feet for the distance of 263.93 feet to a point of curve to an elevation of 217.28 feet; thence by a convex parabolic curve for the distance of 150 feet to a point of tangent to an elevation of 209.97 feet; thence falling at the rate of 8 feet per 100 feet for the distance of 177.77 feet to a point of curve to an elevation of 195.74 feet; thence by a concave parabolic curve for the distance of 28.54 feet to a point of tangent to an elevation of 194.32 feet; thence falling at the rate of 2 feet per 100 feet for the distance of 10 feet to the east curb line of King avenue to an elevation of 194.12 feet; thence level for the distance of 30 feet to the west curb line of King avenue to an elevation of 194.12 feet; thence falling at the rate of 3.86 feet per 100 feet for the

distance of 29.82 feet to the east curb line of Heth's avenue to an elevation of 192.97 feet.

Section 4. The Department of Public Works is hereby authorized and directed to cause said Vellie way, in the 11th Ward, from Samantha way to Heth's avenue, to be opened in conformity with the provisions of Section 1 of this Ordinance.

Section 5. The costs, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 6. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1922.

Approved September 20, 1922.

Ordinance Book 33, Page 580.

No. 323

AN ORDINANCE—Widening Webster avenue, in the Fifth Ward of the City of Pittsburgh, from a point 12.56 feet east of the first angle in the present northerly and easterly line east of Finland street to a point 454.02 feet south of the second angle in the present northerly and easterly line east of Finland street and providing that the costs, damages and expenses occasioned thereby and the benefits to pay the same be assessed against and collected from properties benefited thereby, and fixing the width and position of the sidewalks and roadway, providing for slopes and parking, and establishing and re-establishing the grade thereof from Finland street to the southerly terminus of Webster avenue as widened by this ordinance.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Webster avenue, from a point 12.56 feet east of the first angle in the present northerly and easterly line east of Finland street to a point 454.02 feet south of the second angle*

east of Finland street, be and the same is hereby widened to a variable width by taking for public use for highway purposes all the property hereinafter described, to-wit:

Beginning at a point on the present northerly line of Webster avenue (as opened by T. A. Gillespie's Revised Plan of Herron's Hill Park, recorded in the Recorder's Office of Allegheny County in Plan Books, Volume 11, Pages 196 and 197) at a distance of 12.56 feet east of the first angle east of Finland street; thence deflecting $13^{\circ} 49'$ to the left of the present northerly line and extending in an easterly direction for a distance of 68.66 feet to a point of curve; thence deflecting to the right by the arc of a circle with a radius of 184 feet and a central angle of $71^{\circ} 19' 30''$ for a distance of 229.05 feet to a point of tangent; thence by the tangent to said arc for a distance of 46.12 feet to a point of curve; thence deflecting to the left by the arc of a circle with a radius of 374 feet and a central angle of $12^{\circ} 59' 30''$ for a distance of 84.80 feet to a point of tangent; thence by the tangent to said arc for a distance of 133.64 feet to a point of curve; thence deflecting to the left by the arc of a circle with a radius of 120 feet and a central angle of $21^{\circ} 47' 10''$ for a distance of 45.63 feet to a point; thence by the radial line produced southward for a distance of 34 feet to a point on the present easterly line of Webster avenue (as opened by Ordinance No. 373, approved October 1, 1917) said point being 454.02 feet south of the second angle in the present northerly and easterly line east of Finland street; thence deflecting $111^{\circ} 47' 10''$ to the right and extending northwardly along the present easterly line of Webster avenue as so opened for a distance of 92.90 feet to the southerly line of the aforesaid T. A. Gillespie's Revised Plan of Herron's Hill Park; thence continuing along the present easterly line of Webster avenue (as opened by said plan) for a distance of 361.12 feet to the second angle in the present northerly and easterly line east of Finland street; thence along the present northerly line of Webster avenue for a distance of 140.33 feet to the place of beginning.

Section 2. The southerly and westerly curb line from Finland street to the southerly terminus of Webster avenue as widened by this Ordinance shall begin at the easterly curb line of Finland street; thence shall extend

eastwardly along a line parallel to and at a perpendicular distance of 11 feet north of the southerly line of that portion of Webster avenue immediately east of Finland street for a distance of 206.10 feet to a point of curve; thence deflecting to the right by the arc of a circle with a radius of 158 feet and a central angle of $71^{\circ} 19' 30''$ for a distance of 196.69 feet to a point of tangent; thence by the tangent to said arc for a distance of 46.12 feet to a point of curve; thence deflecting to the left by the arc of a circle with a radius of 400 feet and a central angle of $12^{\circ} 59' 30''$ for a distance of 90.70 feet to a point of tangent; thence by the tangent to said arc for a distance of 133.64 feet to a point of curve; thence deflecting to the left by the arc of a circle with a radius of 146 feet and a central angle of $21^{\circ} 47' 10''$ for a distance of 55.51 feet to a point, said point being at the southerly terminus of Webster avenue as widened by this Ordinance.

The northerly and easterly curb line shall be parallel to and at a perpendicular distance of 18 feet north of and east of the southerly and westerly curb line as above described.

The sidewalks shall have a uniform width of 8 feet and shall lie along and parallel their respective curb lines as above described.

The roadway shall have a uniform width of 18 feet and shall occupy that portion of the avenue lying between the curb lines as above described.

The remaining portions of the avenue lying without the lines of the sidewalks and roadway as above described shall be used for slopes and parking.

Section 3. The grade of the southerly and westerly curb line shall begin at the easterly curb line of Finland street at an elevation of 471.88 feet; thence falling at the rate of 3.62% for a distance of 260 feet to a point of curve to an elevation of 462.46 feet; thence by a convex parabolic curve for a distance of 80 feet to a point of tangent to an elevation of 458.61 feet; thence falling at the rate of 6% for a distance of 108.91 feet to a point to an elevation of 452.08 feet; thence falling at the rate of 5.73% for a distance of 90.70 feet to a point to an elevation of 446.88 feet; thence falling at the rate of 6% for a distance of 18.39 feet to a point of curve to an elevation of

445.78 feet; thence by a convex parabolic curve for a distance of 80 feet to a point of tangent to an elevation of 438.58 feet; thence falling at the rate of 12% for a distance of 35.25 feet to a point to an elevation of 434.35 feet; thence falling at the rate of 10.52 per cent for a distance of 55.51 feet to a point; said point being at the southerly terminus of Webster avenue as widened by this Ordinance, to an elevation of 428.51 feet.

Section 4. The Department of Public Works is hereby authorized and directed to cause said Webster avenue to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 5. The costs, damages and expenses caused thereby, and the benefits to pay the same, shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 6. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1922.

Approved September 21, 1922.

Ordinance Book 33, Page 581.

No. 324

AN ORDINANCE—Opening Webster avenue, in the 5th Ward of the City of Pittsburgh, from a point 454.02 feet south of the second angle in the present northerly and easterly line of Webster avenue, east of Finland street, to Blessing street and providing that the costs, damages and expenses occasioned thereby and benefits to pay the same be assessed against and collected from properties benefited thereby, and fixing the width and position of the sidewalks and roadway, providing for slopes and parking, and establishing the grade thereof between the above terminals.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That Webster avenue, from a point 454.02 feet south of the second angle in the

present northerly and easterly line of Webster avenue, east of Finland street to Blessing street, shall be and the same is hereby opened to a variable width by taking for public use for highway purposes all the property as hereinafter described, to-wit:

Beginning at a point on the present easterly line of Webster avenue (as opened by Ordinance No. 373, approved October 1st, 1917) at a distance of 454.02 feet south of the second angle in the present northerly and easterly line east of Finland street; thence deflecting to the left $111^{\circ} 47' 10''$ and in a northeasterly direction along a radial line for a distance of 34 feet to a point on the arc of a circle, the above described course being the westerly terminus of the avenue as opened by this Ordinance; thence eastwardly by the arc of a circle deflecting to the left with a radius of 120 feet and a central angle of $34^{\circ} 12' 50''$ for a distance of 71.66 feet to a point of tangent; thence eastwardly by the tangent to said arc for a distance of 10.99 feet to a point of curve; thence by the arc of a circle deflecting to the right with a radius of 134 feet and a central angle of $47^{\circ} 47' 20''$ for a distance of 111.77 feet to a point of tangent; thence eastwardly by the tangent to said arc for a distance of 12.45 feet to a point of curve; thence by the arc of a circle deflecting to the left with a radius of 42.62 feet and a central angle of $132^{\circ} 54'$ for a distance of 98.86 feet to a point of tangent on the westerly line of Blessing street; said point being 68.97 feet southeastwardly from the first angle in Blessing street south of the southerly line of T. A. Gillespies Revised Plan of Herron's Hill Park of record in the Recorder's Office of Allegheny County in Plan Book, Volume 11, Pages 196-197 and measured along the westerly line of Blessing street as opened by Ordinance No. 512 approved December 7, 1917; thence southwardly along the westerly line of Blessing street as opened by the said Ordinance for a distance of 101.83 feet to a point; thence extending northwardly and westwardly by the arc of a circle with a radius of 6 feet and a central angle of 90° for a distance of 9.42 feet to a point of tangent; thence westwardly by the tangent to said arc for a distance of 3 feet to a point of curve; thence by the arc of a circle deflecting to the right with a radius of 132 feet and a central angle of $42^{\circ} 54'$ for a distance of 98.83 feet to a point of tangent; thence

westwardly by the tangent to said arc for a distance of 12.45 feet to a point of curve; thence westwardly by the arc of a circle deflecting to the left with a radius of 94 feet and a central angle of $27^{\circ} 35' 50''$ for a distance of 45.28 feet to a point; thence northwardly by the radial line for a distance of 6 feet to a point on the arc of a circle; thence westwardly by the arc of a circle deflecting to the left with a radius of 100 feet and a central angle of $20^{\circ} 11' 30''$ for a distance of 35.24 feet to a point of tangent; thence westwardly by the tangent to said arc for a distance of 10.99 feet to a point of curve; thence by the arc of a circle deflecting to the right with a radius of 154 feet and a central angle of $34^{\circ} 12' 50''$ for a distance of 91.96 feet to the place of beginning.

Section 2. The southerly curb line from the westerly terminus of the avenue as opened by this ordinance to a point 136.23 feet eastwardly therefrom shall be parallel to and at a perpendicular distance of 8 feet north of the southerly line of the avenue as opened by this Ordinance; thence to a point 152.82 feet eastwardly therefrom shall be parallel to and at a perpendicular distance of 14 feet north of the southerly line of the avenue as opened by this ordinance; thence shall extend by the arc of a circle deflecting to the right with a radius of 20 feet and a central angle of 90° for a distance of 31.42 feet to the westerly curb line (or westerly 11 foot line) of Blessing street.

The northerly curb line from the westerly terminus of the avenue as opened by this ordinance to a point 279.84 feet eastwardly therefrom shall be parallel to and at a perpendicular distance of 18 feet north of the southerly curb line as above described; thence shall extend by the arc of a circle deflecting to the left with a radius of 20 feet and a central angle of 90° for a distance of 31.42 feet to the westerly curb line (or westerly 11 foot line) of Blessing street.

The sidewalks shall have a uniform width of 8 feet and shall lie along and parallel their respective curb lines as above described.

The roadway shall have a uniform width of 18 feet and shall occupy that portion of the avenue lying between the curb lines as above described.

The remaining portions of the avenue lying without the lines of the sidewalks and roadway as above described, shall be used for slopes and parking.

Section 3. The grade of the southerly curb line shall begin at the westerly terminus of the avenue as opened by this Ordinance at an elevation of 428.51 feet; thence falling at the rate of 10.52% for a distance of 87.18 feet to a point to an elevation of 419.34 feet; thence falling at the rate of 11% for a distance of 10.99 feet to a point to an elevation of 418.13 feet; thence falling at the rate of 12% for a distance of 102.53 feet to a point to an elevation of 405.83 feet; thence falling at the rate of 10.17% for a distance of 71.20 feet to a point of curve to an elevation of 398.59 feet; thence by a concave parabolic curve for a distance of 40 feet to a point of tangent to an elevation of 397.81 feet; thence rising at the rate of 6.27% for a distance of 8.57 feet to the westerly curb line of Blessing street to an elevation of 398.35 feet.

Section 4. The Department of Public Works is hereby authorized and directed to cause said Webster avenue to be opened in conformity with the provisions of Section 1 of this Ordinance.

Section 5. The costs, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 6. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 18, 1922.

Approved September 20, 1922.

Ordinance Book 33, Page 583.

No. 325

AN ORDINANCE — Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Sixty Thousand (\$60,000) Dollars, and providing for the issue

and sale of bonds of said City in said amount to provide additional funds for the acquisition and installation of apparatus, appliances and appurtenances, and the laying of wires and construction of conduits for the relocation of the central fire alarm station and providing for the redemption of said bonds and the payment of interest thereon.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the indebtedness of the City be increased by the amount of Sixty Thousand (\$60,000.00) Dollars, to provide funds for the acquisition and installation of apparatus, appliances and appurtenances, and the laying of wires and construction of conduits for the relocation of the central fire alarm station.

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of Sixty Thousand (\$60,000.00) Dollars be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of September 1922; and shall be payable in twenty (20) equal annual installments of Three Thousand (\$3,000.00) Dollars each, one of which shall mature on the first day of September in each of the years 1923 to 1942 inclusive. Said bonds shall bear interest at the rate of four and one-quarter per centum (4¼%) per annum, payable semi-annually on the first days of March and September, in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity of the denomination of one hundred (\$100.00) dollars, or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered

bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42, Contingent Fund. Registered bonds shall be registered with the City Treasurer and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as Fire Alarm System Improvement Bond, 1922.

Section 3. That said bonds shall be sold by the Mayor and the City Controller at not less than par and accrued interest, at public or private sale, on the most advantageous terms obtainable, provided, however, that such uninvested balances in the Sinking Funds as may be available for such purpose, shall be invested in the same without public notice by advertising or otherwise. And the proceeds of such sales or so much thereof as shall be necessary, shall be and are hereby appropriated and set aside and applied to the purposes set forth in this ordinance, and to no other purpose whatsoever.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by liable, or hereafter to be made liable to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely 1923, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to five per centum (5%) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the

same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights, privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That an Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 25, 1922.

Approved September 27, 1922.

Ordinance Book 33, Page 586.

No. 326

AN ORDINANCE — Granting unto the Western Pennsylvania Hospital, its successors and assigns, the right to construct, maintain and use a reinforced concrete tunnel under and across Millvale avenue at a point 54½' south of Friendship avenue connecting the two properties of the Western Pennsylvania Hospital, 8th Ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That The Western Pennsylvania Hospital, its successors and assigns, be and are hereby given the right and authority, at its own cost and expense, to construct, maintain and use a reinforced concrete tunnel under and across Millvale avenue located at a point 54½' south of Friendship avenue on the western building line, thence at right angle and across Millvale avenue for a distance of 40' to the eastern curb line, thence southwardly diagonally across sidewalk for a distance of 43' to the eastern property line; also a pipe tunnel extending from the main tunnel at the eastern curb for a distance of 10' across sidewalk to property line for the purpose of foot traffic, transportation of merchandise, and the installation and use of water, steam, electric and telephone line between the Western Pennsylvania Hospital on the west side of Millvale avenue to the Dormitory building on the east side.

The foregoing reinforced concrete tunnel shall be laid in the location and in full conformance with the plans on file in the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, and identified as Accession No. 192, Folder "A", said plan being entitled, "Plan of Proposed Reinforced Concrete Tunnel under and across Millvale avenue for the Western Pennsylvania Hospital, 8th Ward, Pittsburgh, Pa."

Section 2. The construction, maintenance and use of the said tunnel shall be at all times subject to the approval of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets and to the ordinance of the said City relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, operation, and maintenance of overhead and underground structures on city streets and compensation for same.

Section 4. The said grantee shall be liable to all damage to persons or property including the street and subsurface structures therein by reason of the construction, maintenance and use of the said tunnel.

Section 5. The said grantee shall, at their own cost and expense, repair and replace all street pavement, sidewalks, surface and subsurface structures which are in any way damaged or disturbed in the construction, maintenance and use of the said tunnel, all of which work shall be subject to the approval and supervision of the Director of the Department of Public Works of the said City.

Section 6. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of the said tunnel upon giving six (6) months' notice through the proper officers, or by resolution or ordinance of Council to the said Western Pennsylvania Hospital to that effect; and that the said grantee shall, when so notified, remove the said structure and replace the street to its original condition, at its own cost and expense.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This ordi-

nance shall become null and void unless within thirty (30) days after its passage and approval the Western Pennsylvania Hospital shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate of acceptance to be executed by the President and Secretary of the Company, with its corporate seal attached.

Section 8. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 25, 1922.

Approved September 27, 1922.

Ordinance Book 33, Page 588.

No. 327

AN ORDINANCE — Establishing the opening grades on Forest Hill road, Glenridge way, Harrow way, Mt. Airy road, Newland way and Norwood avenue and fixing the width and position of the sidewalks and roadway on Forest Hill road, Mt. Airy road and Norwood avenue, as laid out and proposed to be dedicated as legally opened highways by Albert W. Mendel in a plan of lots of his property in the 26th Ward of the City of Pittsburgh named "Marshall Fields Plan of Lots."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That upon the approval of a certain Plan of Lots named "Marshall Fields Plan of Lots" proposed to be laid out by Albert W. Mendel of his property in the 26th Ward of the City of Pittsburgh, the grades to which Forest Hill road, Glenridge way, Harrow way, Mt. Airy road, Newland way and Norwood avenue and the width and position of the sidewalks and roadway on Forest Hill road, Mt. Airy road and Norwood avenue is shown thereon shall be accepted as public highways of the said City, shall be as herein-after set forth:

FOREST HILL ROAD

The northerly and westerly curb line of Forest Hill road shall begin on the easterly curb line of Norwood avenue at a point of compound curve, said point being 9.0 feet south-

westwardly from the line of Norwood avenue; thence extending southeastwardly by the arc of a circle having a radius of 94.58 feet and a central angle of 54° 51' 40" for a distance of 90.56 feet to a point of tangent; thence by said tangent due east for a distance of 15.13 feet to a point of curve; thence by the arc of a circle having a radius of 24.68 feet and a central angle of 105° 57' 30" for a distance of 45.60 feet to a point of tangent on the westerly line of Harrow way; thence beginning at a point of curve in the easterly line of Harrow way and extending in a southeastwardly direction by the arc of a circle having a radius of 26.88 feet and a central angle of 71° 53' 20" for a distance of 33.73 feet to a point of compound curve; thence extending northeastwardly by the arc of a circle having a radius of 52.50 feet and a central angle of 36° 45' 30" for a distance of 33.68 feet to a point of compound curve; thence extending northeastwardly by the arc of a circle having a radius of 109.50 feet and a central angle of 23° 38' 40" for a distance of 45.19 feet to a point of compound curve; thence extending northeastwardly by the arc of a circle having a radius of 86.14 feet and a central angle of 43° 09' for a distance of 64.87 feet to a point of tangent, said point being 9.0 feet eastwardly from the westerly line of Forest Hill road; thence by said tangent north 11° 24' west for a distance of 84.81 feet to a point of curve; thence extending northwardly by the arc of a circle having a radius of 556.0 feet and a central angle of 18° 14' 10" for a distance of 180.15 feet to the southerly line of Harrow way.

The southerly curb line of Forest Hill road shall begin on the easterly curb line of Norwood avenue at a point 3.0 feet southwardly from a point of curve at the intersection of the easterly line of Norwood avenue and the southerly line of Forest Hill road; thence extending northeastwardly by the arc of a circle having a radius of 29.0 feet and a central angle of 90° for a distance of 45.55 feet to a point of tangent, said point of tangent being 6.0 feet northwardly from the southerly line of Forest Hill road; thence by said tangent due east for a distance of 90.0 feet to a point of curve; thence extending northeastwardly by the arc of a circle having a radius of 69.0 feet and a central angle of 34° 36' 20" for a distance of 41.67 feet to a point of reverse curve; thence extending northeastwardly by

the arc of a circle having a radius of 44.0 feet and a central angle of $48^{\circ} 10' 50''$ for a distance of 37.0 feet to a point of compound curve; thence extending southeastwardly by the arc of a circle having a radius of 31.99 feet and a central angle of $59^{\circ} 57' 40''$ for a distance of 33.48 feet to a point of tangent; thence by said tangent south $16^{\circ} 27' 50''$ east for a distance of 10.40 feet to a point of reverse curve at the easterly line of Newland way and the southerly line of Forest Hill road.

The sidewalks shall be of a variable width and shall occupy the space between their respective street lines and the above described curb lines.

The roadway from Norwood avenue to Newland way shall be of a variable width and shall occupy the remaining portion of the street lying between the above described curb lines.

The roadway from Newland way to Harrow way shall be of a variable width and shall occupy the remaining portion of the street lying between the above described westerly curb line and the easterly line of the street.

The grade of the northerly and westerly curb line of Forest Hill road, from Norwood avenue to Harrow way shall begin on the easterly curb line of Norwood avenue at a point of compound curve at an elevation of 479.64 feet; thence by a concave parabolic curve for a distance of 41.12 feet to a point of tangent to an elevation of 480.46 feet; thence rising at a rate of 6% for a distance of 45.25 feet to a point of curve to an elevation of 483.18 feet; thence by a concave parabolic curve for a distance of 24.0 feet to a point of tangent to an elevation of 485.34 feet; thence rising at a rate of 12.02% for a distance of 40.92 feet to the intersection of the westerly line of Harrow way to an elevation of 490.26 feet; thence to the easterly line of Harrow way to an elevation of 490.26 feet; thence rising at a rate of 6.29% for a distance of 17.62 feet to a point of curve to an elevation of 491.37 feet; thence by a convex parabolic curve for a distance of 30.0 feet to a point of tangent to an elevation of 492.16 feet; thence falling at a rate of 1% for a distance of 104.99 feet to a point of curve to an elevation of 491.11 feet; thence by a concave parabolic curve for a distance of 22.76 feet to a point of tangent to an elevation of 491.33 feet; thence rising at

a rate of 2.89% for a distance of 264.96 feet to the southerly line of Harrow way to an elevation of 499.0 feet.

The grade of the southerly curb line of Forest Hill road, from Norwood avenue to Newland way shall begin on the easterly curb line of Norwood avenue at an elevation of 477.86 feet; thence rising at a rate of 12% for a distance of 95.50 feet to a point of curve to an elevation of 489.33 feet; thence by a convex parabolic curve for a distance of 70.0 feet to a point of tangent to an elevation of 492.27 feet; thence falling at a rate of 3.6% for a distance of 92.60 feet to the westerly line of Newland way to an elevation of 488.94 feet.

GLENRIDGE WAY.

The grade of the center line of Glenridge way, from Mt. Airy road to the northerly line of property of Jean Marshall shall begin on the westerly curb line of Mt. Airy road at an elevation of 467.20 feet; thence descending at a rate of 2.84% for a distance of 319.63 feet to a point of curve to an elevation of 458.13 feet; thence by a concave parabolic curve for a distance of 80.0 feet to a point of tangent to an elevation of 456.52 feet; thence falling at a rate of 1.18% for a distance of 425.0 feet to the northerly line of property of Jean Marshall to an elevation of 451.50 feet.

HARROW WAY.

The grade of the center line of Harrow way, from Forest Hill road to a line dividing Lot No. 39 and Lot No. 40 in Marshall Fields Plan of Lots shall begin at a point opposite a point of tangent in the westerly line of Harrow way at an elevation of 489.76 feet; thence rising at a rate of 13.87% for a distance of 130.0 feet to a point of curve to an elevation of 507.79 feet; thence by a convex parabolic curve for a distance of 140.0 feet to a point of tangent to an elevation of 510.62 feet; thence falling at a rate of 9.82% for a distance of 118.37 feet to the intersection of the line dividing Lot No. 39 and Lot No. 40 in the Marshall Field Plan of Lots, to an elevation of 499.0 feet.

The grade of the center line of Harrow way, from an angle point in the center line of said way to Forest Hill road shall begin at the intersection of the said center lines at an elevation of 503.10 feet; thence fall-

ing at a rate of 3.9% for a distance of 112.76 feet to the intersection of the west curb line of Forest Hill road, to an elevation of 498.70 feet.

MT. AIRY ROAD.

The westerly and northerly sidewalk shall have a uniform width of 9.0 feet and shall lie along and be parallel to the westerly and northerly line of the street.

The roadway shall have a uniform width of 16.0 feet and shall occupy the remaining portion of the street lying between the sidewalk as above described and the easterly and southerly line of the street.

The grade of the westerly and northerly curb line of Mt. Airy road, from Norwood avenue to Norwood avenue shall begin at a point of curve of a horizontal curve on Norwood avenue having a radius of 409.0 feet and a central angle of $14^{\circ} 27' 10''$ at an elevation of 480.96 feet; thence rising at a rate of 2.67% for a distance of 34.18 feet to a point of curve to an elevation of 481.87 feet; thence by a convex parabolic curve for a distance of 150.8 feet to a point of tangent to an elevation of 481.29 feet; thence falling at a rate of 3.45% for a distance of 182.0 feet to a point of curve to an elevation of 475.02 feet; thence by a convex parabolic curve for a distance of 30.0 feet to a point of tangent to an elevation of 473.67 feet; thence falling at a rate of 5.56% for a distance of 100.0 feet to a point of curve to an elevation of 468.11 feet; thence by a concave parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 468.07 feet; thence rising at a rate of 5.37% for a distance of 138.0 feet to a point of curve to an elevation of 475.48 feet; thence by a convex parabolic curve for a distance of 30.0 feet to a point of tangent to an elevation of 476.44 feet; thence rising at a rate of 1% for a distance of 57.60 feet to the west curb line of Norwood avenue to an elevation of 477.02 feet.

NEWLAND WAY.

The grade of the center line of Newland way, from Norwood avenue to Forest Hill road shall begin on the east curb line of Norwood avenue at an elevation of 467.16 feet; thence level for a distance of 10.0 feet; thence by a convex parabolic curve for a distance of 180.0 feet to a point of tangent to an elevation of 482.62 feet; thence rising at a rate of 3.59%

for a distance of 166.53 feet to a point opposite the point of reverse curve at the westerly line of Newland way and the southerly line of Forest Hill road to an elevation of 488.60 feet.

NORWOOD AVENUE

The easterly and westerly sidewalk shall have a uniform width of 9.0 feet and shall lie along and be parallel to their respective street lines.

The roadway shall be of a variable width and shall occupy the remaining portion of the street lying between the sidewalks as above described.

The grade of the easterly curb line of Norwood avenue, from Marshall avenue to the northerly line of Marshall Fields Plan of Lots shall begin on the northerly curb line of Marshall avenue at an elevation of 451.7 feet; thence rising at a rate of 6% for a distance of 10.0 feet to the northerly line of Marshall avenue to an elevation of 452.3 feet; thence rising at a rate of 12% for a distance of 213.0 feet to a point of horizontal curve at the southerly curb line of Forest Hill road to an elevation of 477.86 feet; thence to a point of compound horizontal curve at the northerly curb line of Forest Hill road to an elevation of 479.64 feet; thence rising at a rate of 2% for a distance of 93.82 feet to a point of curve to an elevation of 481.52 feet; thence by a concave parabolic curve for a distance of 52.0 feet to a point of tangent to an elevation of 483.91 feet; thence rising at a rate of 7.19% for a distance of 61.50 feet to a point of curve to an elevation of 488.33 feet; thence by a convex parabolic curve for a distance of 102.0 feet to a point of tangent to an elevation of 488.80 feet; thence falling at a rate of 6.27% for a distance of 160.50 feet to a point of curve to an elevation of 478.73 feet; thence by a concave parabolic curve for a distance of 16.0 feet to a point of tangent to an elevation of 478.15 feet; thence falling at a rate of 1% for a distance of 120.2 feet to a point of curve to an elevation of 476.95 feet; thence by a convex parabolic curve for a distance of 29.32 feet to the northerly line of Marshall Fields Plan of Lots to an elevation of 476.06 feet.

The grade of the westerly curb line of Norwood avenue shall begin on the northerly curb line of Marshall avenue at an elevation of 451.4 feet; thence

rising at a rate of 9% for a distance of 10.0 feet to the northerly line of Marshall avenue to an elevation of 452.3 feet; thence rising at a rate of 12% for a distance of 175.0 feet to a point of curve to an elevation of 473.30 feet; thence by a convex parabolic curve for a distance of 50.0 feet to a point of tangent to an elevation of 477.10 feet; thence rising at a rate of 3.17% for a distance of 121.77 feet to the westerly curb line of Mt. Airy road to an elevation of 480.96 feet; thence to a point opposite a point of compound horizontal curve in the easterly line of the street, having a radius of 250.0 feet and a central angle of 34° 54' 40" to an elevation of 484.80 feet; thence rising at a rate of 6.3% for a distance of 54.24 feet to a point of curve to an elevation of 488.22 feet; thence by a convex curve for a distance of 120.0 feet to a point of tangent to an elevation of 488.24 feet; thence falling at a rate of 6.29% for a distance of 161.40 feet to a point opposite a point of horizontal tangent in the easterly line of the street to an elevation of 478.03 feet; thence to the intersection of the northerly curb line of Mt. Airy road to an elevation of 477.02 feet; thence falling at a rate of 1% for a distance of 7.32 feet to a point of curve to an elevation of 476.95 feet; thence by a convex parabolic curve for a distance of 20.68 feet to the northerly line of Marshall Fields Plan of Lots to an elevation of 476.44 feet.

Section 2. That any ordinance or part of ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same effects this Ordinance.

Passed September 25, 1922.

Approved September 27, 1922.

Ordinance Book 33, Page 589.

No. 328

AN ORDINANCE—Amending Section 2 of Ordinance No. 254, entitled "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for repaving of Smithfield street, from Water street to Liberty avenue and providing for the payment of the cost thereof", approved July 28, 1922.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 2 of Ordinance No. 254, entitled "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for repaving of Smithfield street, from Water street to Liberty avenue and providing for the payment of the cost thereof," approved July 28, 1922, which reads:

"SECTION 2. That for the payment of the cost thereof, the sum of Thirty-two Thousand (\$32,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Appropriation No. 1590-E, General Repaving, Division of Streets, Bureau of Engineering and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund in payment of the cost of said work".

be amended to read:

Section 2. That for the payment of the cost thereof, the sum of Thirty-two Thousand (\$32,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Street Improvement Bonds, Bond Fund Appropriation No. 194, and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 25, 1922.

Approved September 27, 1922.

Ordinance Book 33, Page 593.

No. 329

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public

Works to advertise for proposals and to award a contract or contracts for the repaving, resurfacing and otherwise improving walks in West Park and authorizing the setting aside the sum of \$7,000.00 from the proceeds of the sale of "West Park Improvement Bonds, 1919," Appropriation No. 200, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the repaving, resurfacing and otherwise improving walks in West Park, for a sum not to exceed \$7,000.00 and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That the sum of \$7,000.00, or as much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of "West Park Improvement Bonds, 1919," Appropriation No. 200, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund, for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 25, 1922.

Approved September 27, 1922.

Ordinance Book 33, Page 594.

No. 330

AN ORDINANCE—Appropriating and setting aside from the proceeds of Bigelow Boulevard Improvement Bonds, Bond Fund Appropriation No. 191, the sum of Thirteen Thousand (\$13,000.00) Dollars for the payment of expenses, including wages, supplies, equipment and materials incurred by the Bureau of Highways and Sewers for additional construction

work in connection with the improvement of the Bigelow Boulevard, between Elm street and 17th street incline.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds received from the sale of Bigelow Boulevard Improvement Bonds, Bond Fund Appropriation No. 191, the sum of Thirteen Thousand (\$13,000.00) Dollars for the purpose of paying the expenses, including wages, supplies, equipment and materials incurred by the Bureau of Highways and Sewers for additional construction work in connection with the improvement of the Bigelow boulevard, between Elm street and the 17th street incline, and the Mayor is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said funds for the payment of the costs of said work.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 25, 1922.

Approved September 27, 1922.

Ordinance Book 33, Page 595.

No. 331

AN ORDINANCE—Granting the consent of the City of Pittsburgh to the erection by the Commissioners of Allegheny County of a monument in Schenley Park in honor of the soldiers and sailors of Allegheny County who served in the Spanish-American War.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the consent of the City of Pittsburgh is hereby given to the Commissioners of Allegheny County to the erection, at the cost and expense of Allegheny County, of a monument in Schenley Park in honor of the soldiers and sailors of Allegheny County who served in the Spanish-American War from 1898 to 1902.

Section 2. Said monument shall be located to the left of the Main Drive and between the Carnegie Institute and the bridge over Junction Hollow, and the design of said monument shall be approved by the Art Commission of the City of Pittsburgh before construction.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 25, 1922.

Approved September 27, 1922.

Ordinance Book 33, Page 596.

No. 332

AN ORDINANCE—Fixing the width and position of the roadway and sidewalks of Webster avenue, from Orion street to the first angle eastwardly therefrom and providing for slopes and parking.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the roadway and sidewalks of Webster avenue, from Orion street to the first angle eastwardly therefrom shall be and the same are hereby fixed as follows, to-wit:

The roadway shall have a uniform width of 22.0 feet and shall occupy the central portion of the street, each side being distant 14.0 feet from the respective street line.

The sidewalks shall have a uniform width of 9.0 feet and shall lie along and parallel the roadway as above described.

The remaining portion of the street lying between the sidewalks as above described and the street lines shall be used for slopes and parking.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 25, 1922.

Approved September 27, 1922.

Ordinance Book 33, Page 596.

No. 333

AN ORDINANCE — Changing the names of certain avenues, streets and ways in the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the names of certain avenues, streets and ways in the City of Pittsburgh, shall be and the same are hereby changed as follows, to-wit:

Andrews way, from San Diego street to Boyson street, Twenty-sixth Ward, be changed to Amas way.

Barr street, from Ruch street to property line, Fifth Ward, be changed to Bentley street.

Bell avenue, from Letsch street to Meadville street, Twenty-fifth Ward, be changed to Belleau street.

Bellefield street, from Fifth avenue to Bigelow boulevard, Fourth and Fifth Wards, be changed to North Bellefield avenue.

Bellefield street, from Fifth avenue to Forbes street, Fourth Ward, be changed to South Bellefield avenue.

Crafton street, from Clayton avenue to property line, Twenty-fifth Ward, be changed to Bunyan street.

Craig street, from Fifth avenue to Bigelow boulevard, Fourth and Fifth Wards, be changed, to North Craig street.

Craig street, from Fifth avenue to Marbury street, Fourth Ward, be changed to South Craig street.

Dithridge street, from Fifth avenue to Bigelow boulevard, Fourth and Fifth Wards, be changed to North Dithridge street.

Dithridge street, from Fifth avenue to Forbes street, Fourth Ward, be changed to South Dithridge street.

Fernwood street, from Carson street West to Oregon street, Twentieth Ward, be changed to Stanhope street.

Mansfield avenue, from South Main street to Hassler street, Twentieth Ward, be changed to Noblestown road.

Narragansett street, from Wentzel avenue to property line, Nineteenth Ward, be changed to Neeld avenue.

Neville street, from Fifth avenue to Thirty-third street, Fourth, Fifth, Sixth, Seventh and Eighth Wards, be changed to Neville street.

Neville street, from Fifth avenue to Boundary street, Fourth and Fourteenth Wards, be changed to South Neville street.

Oby way, from German Square to property line, Seventeenth Ward, be changed to Owl way.

Pine Rue avenue, from Ramona street to Attica street, Twentieth Ward, be changed to Rue Grande Vue.

Pump way, from Eloise street to McNary way, Twenty-second Ward, be changed to Butterfield way.

Swentzell street, from Straka street to Condon way, Twentieth ward, be changed to Berry street.

Puckety road, from Lyric street to Upland street, Twelfth Ward, be changed to Laxton street.

Volunteer street, from Spring Garden avenue to Fifth street, Twenty-fourth ward, be changed to Old Honesty street.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 25, 1922.

Approved September 27, 1922.

Ordinance Book 33, Page 597.

No. 334

AN ORDINANCE—Establishing the names of the streets, avenues, lanes, roads, alleys and ways in the Twentieth and Twenty-eighth Wards (formerly Chartiers Township.)

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the names of the streets, avenues, lanes, roads, alleys and ways in the Twentieth and Twenty-eighth Wards (formerly Chartiers Township), shall be and the same are hereby established as follows, to-wit:*

STREET NAMES IN PARENTHESIS ARE CHARTIERS TOWNSHIP NAMES

Aleda way, from Cleat way (Clyde alley), to Tranter street.

Andrew street, from Wind Gap avenue, to West Prospect avenue (Prospect avenue).

Baldwin road, from City Line, to Noblestown road.

Barr avenue, from Milnor street, to Crotzer avenue.

Beecle street, from Oberon street (Overly street), to School way.

Bell street, from Idlewood road, to City Line.

Broadhead Fording road, from Wind Gap avenue, to City Line.

Charlton street, from Dunnels street (Tunnel street), to City Line.

Chartiers avenue, from Danley street, to Ramona street.

Clearfield street, from Ashtola way, to Evanston street.

Clearview avenue, from Crotzer avenue, to Milnor street.

Crotzer avenue, from Clearview avenue, to Preston street) Plumb avenue).

Dinsmore avenue, from Crotzer avenue, to Noblestown road.

Eric way, from Broadhead Fording road, to Andrew street.

Escolta street, from West Prospect avenue (Prospect avenue), to Carr street (Catherine street).

Evanston street, from Harrisburg street, to Middletown road.

Fairywood street, from Andrew street, to Broadhead Fording road.

Harlow street, from Edmore street (Taft avenue), to Wind Gap avenue.

Harris avenue, from Milnor way, to City Line.

Harrisburg street, from Ashtola way, to Evanston street.

Hartley street, from Stanhope street (Unnamed Township road), to Hartley street.

Idlewood road, from Idlewood avenue, to P. C. C. & St. L. R. R.

Idlewood avenue, from Idlewood road, to City Line.

Keever avenue, from Milnor street, to City Line.

Merle street, from Edmore street
(Taft avenue), to Wind Gap avenue.

Moffat street, from Idlewood avenue,
to Kitchener way (Knox alley).
Mueller avenue, from Keefer avenue,
to Crotzer avenue.

Neva street, from Tranter street, to
Twenty-first street.

Oberlin street, from Crossler street,
to City Line.

Obey street, from Steuben street, (Mid-
dletown road), to Mestown road.

Pruett street, from Summit street, to
City Line.

Ridenour avenue, from Steuben street,
to Dinsmore avenue.

Rue Grande Vue, from Danley street,
to Ramona street.

Tranter street, from Arnold street, to
City Line.

Valle Rue, from Danley street, to
Ramona street.

Willet street, from Steuben street
(Middletown road) to Lora street
(Lorraine street).

Wind Gap avenue, from Berry street,
to City Line.

Section 2. That any Ordinance or
part of Ordinance, conflicting with the
provisions of this Ordinance, be and
the same is hereby repealed, so far as
the same affects this Ordinance.

Passed September 25, 1922.

Approved September 27, 1922.

Ordinance Book 33, Page 598.

No. 335

AN ORDINANCE — Regulating the
use and operation of vehicles on
the streets of the City of Pittsburgh
and providing penalties for the viola-
tion thereof.

Section 1. Be it ordained and enacted
by the City of Pittsburgh, in Council
assembled, and it is hereby ordained and
enacted by the authority of the same, That
whenever in this ordinance or in any
proceedings under this ordinance, the
following terms are used they shall be
decreed and taken to have the mean-
ings herein ascribed to them:

ordinance or in any proceedings under
this ordinance the following terms
are used they shall be decreed and
taken to have the meanings herein
ascribed to them:

(a) **STREET**—That part of every
street, avenue, boulevard, square,
lane, alley, way or park roadway used
or laid out for the use of vehicles.

(b) **VEHICLE**—Every motor pro-
pelled or horse-drawn vehicle other
than such as move solely upon or
guided by a track.

Section 2. (a) All that territory
situated near the intersection of the
Monongahela and Allegheny rivers
bounded as follows, shall be termed a
"Congested Area."

On the South by that portion of
Water street between Short street and
Ross street; on the West by Short
street and Pancourt street; on the
North by Duquesne way between Pan-
court street and Eleventh street; on
the East by Eleventh street between
Duquesne way and Liberty avenue,
that portion of Liberty avenue be-
tween Eleventh street and Grant
street, Grant street, Seventh avenue,
between Grant street and Webster
avenue, Bigelow boulevard from
Seventh avenue to Washington place,
Washington place from Webster ave-
nue to Fifth avenue, Hooper street
from Fifth avenue to Forbes street,
P. C. C. & St. L. tracks from Dia-
mond street to Water street. All
boundary streets shall be considered
as within the "congested area."

(b) Between the hours of 10:00 A.
M. and 6:00 P. M. it shall be unlawful
for an operator of a vehicle to per-
mit it to remain standing on any
street in the above described area for
a period longer than one (1) hour,
Sundays excepted, except as herein-
after provided.

(c) The following streets or por-
tions of streets in the "Congested
Area" are hereby designated as Class
A streets upon which no driver of a
vehicle shall permit it to remain
standing for a longer time than is
necessary to receive or discharge per-
sons or deliver or load merchandise
therein in readiness for immediate re-
moval. This regulation is to be in
effect twenty-four (24) hours each
day, except Sunday:

Fifth avenue between Liberty
avenue and Sixth avenue.

Oliver avenue between Liberty
avenue and Grant street.

Bigelow boulevard between Grant street and Tunnel street. Tunnel street between Webster avenue and Wylie avenue.

(d) The following streets or portions of streets outside the "Congested Area" are hereby designated as Class A. streets upon which no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal. This regulation is to be in effect twenty-four (24) hours each day, except Sunday:

Sheraden square between Center avenue and Penn avenue.

Sheraden street between Penn avenue and Broad street.

South Whitfield street between Baum boulevard and Penn avenue.

North Whitfield street between Penn avenue and Broad street. South Beatty street between Baum boulevard and Penn avenue.

North Beatty street between Penn avenue and Broad street. Ravenna street between Ellsworth avenue and Shady avenue.

(e) The following streets or portions of streets in the "Congested Area" are hereby designated as Class AA streets, upon which no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal between the hours of 7:00 A. M. and 7:00 P. M., daily, except Sunday:

Sixth street between Sixth. Street Bridge and Liberty avenue.

Liberty avenue between Stanwix street and Seventh street.

Grant street between Second avenue and Seventh avenue.

(f) The following streets or portions of streets are Class B streets upon which no driver of a vehicle shall permit it to remain standing for a longer time than one hour between the hours of 10:00 A. M. and 6:00 P. M.:

Bigelow boulevard from Webster avenue to Center avenue.

Craig street from its intersection with Bigelow boulevard to Baum boulevard.

Baum boulevard from Craig street to South Highland avenue.

South Highland avenue from Center avenue to Penn avenue.

North Highland avenue from Penn avenue to Broad street.

Penn avenue from South Beatty street to the Shady avenue Pennsylvania Railroad Bridge.

Frankstown avenue from Penn avenue to Station street.

Fifth avenue from Washington street to Dinwiddie street.

Forbes street from Hooper street to Stevenson street.

Boulevard of the Allies from Grant street to Forbes street.

Forbes street from Boulevard of the Allies to Bigelow boulevard.

(g) Between the hours of 4:30 P. M. and 6:00 P. M. on all Class A streets and on all Class C streets on which there is only one street car line no vehicle shall stop or remain standing for a period longer than is actually necessary to deliver or receive passengers and no freight or merchandise shall be delivered or received.

(h) The following streets or portions of streets are Class C streets upon which traffic will be permitted in only one direction as designated:

Penn avenue between Sixth street and Thirty-Second street, west bound only.

Liberty avenue between Eleventh street and Thirty-second street, east bound only.

Market street between Water street and Liberty avenue, north bound only.

Wood street between Liberty avenue and Water street, south bound only.

Smithfield street between Water street and Liberty avenue, north bound only.

Water street between Wood street and Smithfield street, east bound only.

First avenue between Ross street and Liberty avenue, west bound only.

Third avenue between Ross street and Liberty avenue, west bound only.

Fourth avenue between Liberty avenue and Ross street, east bound only.

NORTH BOUND ONLY

South Whitfield street between Baum boulevard and Penn avenue.

North Whitfield street, between Penn avenue and Broad street.

SOUTH BOUND ONLY.

North Beatty street between Broad street and Penn avenue,

South Beatty street between Penn avenue and Baum boulevard.

EAST BOUND ONLY.

Kirkwood street from North Beatty street to Collins avenue.

NORTH BOUND ONLY.

Sheraden square from Center avenue to Penn avenue.

Sheraden street from Penn avenue to Broad street.

(i) The intersection of Penn and Highland avenues is hereby designated a "Straight Crossing" and no right or left hand turns either way on North Highland avenue, South Highland avenue or Penn avenue will be permitted.

(j) On William Penn way, between Oliver avenue and Sixth avenue, the Director of the Department of Public Safety shall designate locations for not more than ten (10) public conveyances at one time.

On the westerly side of South Highland avenue, from Penn avenue to Baum boulevard, the Director of the Department of Public Safety shall permit not more than five (5) public conveyances at one time.

On the west side of Ferry street (along the Wabash building), from Liberty avenue to Fourth avenue, the

Director of the Department of Public Safety shall permit not more than ten (10) public freight trucks.

On the east side of Grant street, from Seventh avenue to Liberty avenue, the Director of the Department of Public Safety shall permit not more than ten (10) public freight trucks.

(k) Public Service vehicles may establish parking stations at the entrance to any building on any Class A, Class AA, Class B, or Class C street (except at locations specifically provided in this ordinance), subject to the approval of the Director of the Department of Public Safety, providing the operators of such vehicles file with said Director of the Department of Public Safety certified copy of a permit granted by the individual, firm or corporation owning said building.

(l) The moving of vehicles from one location to another to evade this one hour parking provision will be considered a violation of this ordinance.

Section 3. (a) The Director of the Department of Public Safety is hereby directed to mark plainly in the manner hereinafter set forth and maintain such marks, all Class A, Class AA, Class B and Class C streets, except those streets in the "Congested Area" not specifically listed as Class A, Class AA and Class C streets.

(b) All such Class A and Class AA streets shall be designated and marked by having painted in white upon their surface two longitudinal lines along and approximately in the center thereof each separated from the other by a distance of approximately twelve (12) inches.

(c) All such Class B streets shall be designated and marked by having painted in white upon their surface one longitudinal line along same, and approximately in the center thereof.

(d) All such Class C streets shall be designated and marked by having painted in white upon their surface at their intersection with other streets an arrow mark indicating the permitted direction of travel.

(e) No vehicle shall be permitted to stand upon the streets of the City of Pittsburgh for a period longer than six (6) hours, between the hours of 10:00 P. M. and 6:00 A. M.

(f) No vehicle shall be permitted to stand on the streets of the City of Pittsburgh so as to obstruct the entrance to any building or public space officially assigned for the use of taxicabs or "for hire" cars.

(g) The driver of any vehicle standing in front of the entrance to any building shall remove such vehicle at once upon the request of any person desiring to deliver or receive persons or merchandise at such building.

(h) No vehicle driver shall make an unnecessary stop or permit said vehicle to stand on any street in the City of Pittsburgh in front of the entrance to any building or theatre, or any bridge or approach thereto, or on the incline or approach to any boulevard, or within any safety zone, or at any clearly designated street car stop, or between a street car loading platform or safety zone and the curb, or within twenty (20) feet of a fire hydrant, or United States Mail Box, or within any street intersection, or at street crossings within twenty (20) feet of the curb intersection, or so as to interfere with the free use of street car tracks at turns and curves.

(i) Drivers of vehicles, shall, except on one way streets and where special regulations, as indicated by official Police Department signs are in force, stop only on the right hand side of the street headed in the direction in which traffic is proceeding, with both wheels as close to the curb as possible, parallel thereto; except that when vehicles are left standing unattended on a grade, one wheel shall rest against the curb. Such standing vehicles shall not be nearer than three (3) feet to either end of any other standing vehicle.

(j) When end or angle loading of merchandise is necessary, the vehicle shall remain backed to the curb only long enough to be loaded or unloaded, during such time the front wheels of such vehicles shall be turned in the direction in which traffic is proceeding, in order to obstruct moving traffic as little as possible.

(k) No motor vehicle shall be left on a street with the engine or motor running unless attended by a person licensed to operate same.

Section 4. Notice of violations of Sections 2 and 3 of this ordinance may be served by Police Officers or

the City of Pittsburgh by fastening in a prominent place on said vehicle a tag, said tag to bear license number of said vehicle, a summarized classification of violations of Sections 2 and 3 of this ordinance; a schedule of penalties as prescribed in Section 6 of this ordinance and a form which shall be filled out by the operator of said vehicle in the event he decides to take advantage of the provisions of the first paragraph of Section 5 of this ordinance.

Section 5. Operators of vehicles notified in the above manner of having violated this ordinance, may, if they so desire, pay to the Police Magistrate within three days after receiving such notice the fine specified on the tag. Such operators of vehicles will be required to make admission of guilt by signature. In the event that such fine is not paid within three days, it shall be the duty of the Clerk of the Police Magistrate to forward by mail to the owner of said vehicle a summons requiring him to attend a hearing before the Police Magistrate.

In the event such vehicle operator disregards and ignores the summons issued, it shall be the duty of the Director of the Department of Public Safety to make information and cause a warrant to be issued for the arrest of said vehicle operator.

It shall be the duty of the Director of the Department of Public Safety to furnish all police officers with a supply of tags as described in Section 4.

Section 6. Any person violating any of the provisions of Sections 2 or 3 of this ordinance shall upon conviction thereof be sentenced to pay a fine according to the following schedule:

For the first offense.....\$1.00

For the second offense the same
year 3.00

For the third offense the same
year 3.00

For the fourth and subsequent
offenses the same year.....10.00

or in case of non-payment of such fine or fines undergo an imprisonment in the County Jail not exceeding a period of (5) days.

Section 7. The Director of the Department of Public Safety shall have printed, for distribution, an adequate supply of booklets which shall con-

tain a copy of this ordinance, excerpts from the State Motor Vehicle Laws and such other information as he may deem necessary.

Section 8. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1922.

Approved October 3, 1922.

Ordinance Book 33, Page 599.

No. 336

AN ORDINANCE — Changing the names of various streets, avenues, lanes, roads, alleys and ways in the Twentieth and Twenty-eighth Wards (formerly Chartiers Township).

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the names of various streets, avenues, lanes, roads, alleys and ways in the Twentieth and Twenty-eighth Wards (formerly Chartiers Township), shall be and the same are hereby changed as follows, to-wit:

STREET NAMES IN PARENTHESIS ARE CHARTIERS TOWNSHIP NAMES.

Albert alley, from Danley street, to Nittany street (Llewellyn street), changed to Ace way.

Ambrose street, from Elston way (Elm street), to Idlewood avenue, changed to Alter street.

Apple alley, from Weirton street, to Idlewood road, changed to Ade way.

Apple street, from Woodkirk street (Kirkwood avenue), to City Line, changed to Ade way.

Art alley, from Woodkirk street, (Kirkwood avenue), to City Line, changed to Art way.

Ash way, from Roswell street (Rose street), to Property of M. J. Ingram, changed to Arow way.

Bartlett alley, from Youghiogheny street, to Summerdale street, changed to Clymer way.

Beatty street, from Crucible street (Woodland boulevard), to Dickens street (Meadow avenue), changed to Bay street.

Beck avenue, from Rue Grande Vue, to Herrod street (Helden avenue), changed to Bond street.

Beechwood avenue, from Broadhead Fording road, to Mona way, changed to Beechnut street.

Belmont avenue, from Clairton street (Clarendon avenue), to Norwalk street (Norwood avenue), changed to Elmont street.

Bert alley, from Woodkirk street (Kirkwood avenue), to City Line, Changed to Bert way.

Bouquet alley, from Penville way (Peach alley), to Andrew street, changed to Portage way.

Bryn Mawr avenue, from Noblestown road, to Jumper way, changed to Bartow street.

Burns avenue, from Brett street (Marlowe avenue), to Milnor way, changed to Burleigh street.

Catherine street, from Wind Gap avenue, to Celina way, changed to Clarkton street.

Catherine street, from Broadhead Fording road, to Emmaline way, changed to Carr street.

Catherine street, from Lakewood street, to Danley street, changed to Herrod street.

Center avenue, from Westerly line of Frances Snyder Sr., Estate Plan eastwardly, to Property Line, changed to Curry street.

Chartiers avenue, from Arnold street, to Steuben street (Middletown road), changed to Arnold street.

Cherry alley, from Edton way (Maple alley), to Watkins way (Willow alley), changed to Racine way.

Clarendon avenue, from Steuben street, to Stratmore street (Stratford avenue), changed to Clairton street.

Clark avenue, from Idlewood avenue, to City Line, changed to Copley way.

Clay alley, from Emblem street (Eugenia street), to Property Line, changed to Clem way.

Clayton alley, from Idlewood avenue, to Noblestown road, changed to Copley way.

Cleveland avenue, from Camber way, to Harvey street (Madison avenue), changed to Cannon street.

Clinton avenue, from Steuben street, to Dinsmore avenue, changed to Cumberland street.

Clyde way, from Arnold street, to Magnus street (Parke street), changed to Cleat way.

Darlington avenue, from Roswell street (Rose street), to Property of M. J. Ingram, changed to Darts-mouth street.

Delaware avenue, from Bartow street (Bryn Mawr avenue), to Jumper way, changed to Dale street.

Doolittle avenue, from Woodkirk street (Kirkwood avenue), to City Line, changed to Doolittle street.

Earle avenue, from Clairton street (Clarendon avenue), to Norwalk street (Norwood avenue), changed to Eacham street.

Edmundson avenue, from Emblem street (Eugenia street), to City Line, changed to Edmundson street.

Elizabeth alley, from Valle Rue, to Chartiers avenue, changed to Prag-er way.

Elizabeth street, from Broadhead Ford-ing road, to Property Line, changed to Elkhart street.

Elm alley, from Morley street (Mich-igan avenue), to Middletown road (Superior street), changed to Mof-fat way.

Elm alley, from Idlewood avenue, to City Line, changed to Elston way.

Elm way, from Miggs way (Maple way), to Property of M. J. Ingram, changed to Ebony way.

Emmaline avenue, from Portage way (Bouquet alley), to Penville way (Peach alley), changed to Emmaline street.

Erie avenue, from Youghiogheny street, to Harlow street (Huron ave-nue), changed to Elberton street.

Esther alley, from Danley street, to Lakewood street, changed to Delor way.

Evans avenue, from Nittany street (Llewellyn street), to Lot No. 5 T. P. Robson Estate Plan, changed to Elf street.

Everett street, from Edmore street (Taft avenue), to Wind Gap avenue, changed to Edmore street.

Eugenia street, from Baldwin road, to Perrine street, changed to Em-blem street.

Fairmont avenue, from Crucible street (Woodland boulevard) to Twentieth Ward Line, changed to Fairston street.

Felix avenue, from Clairton street (Clarendon avenue), to Arnold street, changed to Ford street.

Friendship avenue, from Olmstead street (Orchard avenue), to Wind Gap avenue, changed to Medford street.

Garfield avenue, from Manset street (Mills street), to Pensdale street (Monroe street), changed to Glendon street.

Garfield avenue, from Middletown road, to Condor way, changed to Berry street.

George street, from Easterly, to West-erly line of Augusta B. Shields Plan, changed to Titus street.

George street, from Herrod street (Catherine street), to Rudd street (Love avenue), changed to Titus street.

Grant avenue, from Harvey street) (Madison avenue), to Glendon street (Garfield avenue), changed to Grandin street.

Grant avenue, from Middletown road, to Sanborn street (St. Clair street), changed to Oakglen street.

Grant street, from Idlewood avenue, to City Line, changed to Gary street.

Grape alley, from Oberon street (Over-ly street, to Summerdale way, changed to Tulare way.

Hall avenue, from Youghiogheny street, to Summerdale street, changed to Haven street.

Holden avenue, from St. Canice street (St. Martin street), to Lakewood street, changed to Herrod street.

Highland avenue, from Middletown road, to Berry street, changed to Ladoga street.

Highland avenue, from Ridenour avenue, to Clairton street (Clarendon avenue), changed to Earlham street.

Hogans alley, from Edmore street (Railroad street), to Clymer way, changed to Hogans way.

Howard street, from Milford way, to Gump way (William way), changed to Prager way.

Huron avenue, from Wind Gap avenue, to Middletown road, changed to Harlow street.

Indus alley, from Idlewood avenue, to Noblestown road, changed to Gary way.

Irving avenue, from Brett street (Marlowe avenue) to Milnor way, changed to Hyde street.

Jackson avenue, from Middletown road, to Condor way, changed to Justine street.

Jackson road, from Idlewood road, to Noblestown road, changed to Morange road.

Jackson street, from Turner street (Taylor avenue) to Harvey street (Madison avenue), changed to Durbin street.

John street, from Idlewood street, to Noblestown road, changed to Alter street.

Joseph street, from Tyndall way (Stewart alley), to Berry street, changed to Jenkins street.

Kenton avenue, from Property of M. J. Ingram, to Roswell street (Rose street), changed to Keenan street.

Kipling avenue, from Brett street (Marlowe avenue), to Milnor way, changed to Kipling street.

Kirkwood avenue, from Noblestown road, to City Line, changed to Woodkirk street.

Knox alley, from Woodkirk street (Kirkwood avenue), to City Line, changed to Kitchener way.

Kossler avenue, from Rue Grande Vue, to Herrod street (Heiden avenue), changed to Kossler street.

Lakewood avenue, from Ramona street, to Werder street, changed to Lakewood street.

Latimer street, from Berry street (Garfield avenue), to Justine street (Jackson avenue), changed to Vinton street.

Lemon street, from Dickens street (Meadow avenue), to Northerly line Woodlawn Plan, changed to Ashfield way.

Lenora avenue, from enville way (Peach alley), to Portage way (Bouquet alley), changed to Ludell street.

Leona avenue, from Arnold street, to Northerly line of Samuel Panner Plan, changed to Berger street.

Lincoln avenue, from Weddle way, to Pensdale street (Monroe street), changed to Longford street.

Lincoln avenue, from Stanhope street, to Stadium street, changed to Stafford street.

Linden avenue, from Escolta street, to Andrew street, changed to Layton way.

Llewellyn street, from Elf street (Evans avenue), to Lakewood street, changed to Nittany street.

Locust alley, from anley street, to Lakewood street, changed to Lakin way.

Locust alley, from Idlewood avenue, to City Line, changed to Pringle way.

Locust street, from Ascolta street, to Andrew street, changed to Lassen street.

Longworth avenue, from Property of M. J. Ingram, to Ingram avenue, changed to Libbie street.

Lorraine street, from Woodlow street (Wood street), to Ruttman way, changed to Lora street.

Louisa avenue, from Baldwin road, to Emblem street (Engenia street), changed to Lynndale street.

Love avenue, from Danley street, to Lakewood street (Love avenue), changed to Rudd street.

Love avenue, from Werder street, to Rue Grande Vue, changed to Lakewood street.

Luray avenue, from Clairton street (Clarendon avenue), to Property of C. M. Z. Sprung, changed to Holly-wood street.

Madison avenue, from Ridge avenue, to Glendon street (Garfield avenue), changed to Harvey street.

Mansion alley, from Stem street (Stevenson street), to Prager way (Howard street), changed to Milford way.

Maple alley, from Youghiogheny street, to Racine way (Cherry alley), changed to Edton way.

Maple avenue, from Dickens street (Sylvania avenue), to Ashfield way (Lemon street), changed to Dickens street.

Maple way, from Ostend way (Oak way), to Dartmouth street (Darlington avenue), changed to Miggs way.

Margaret alley, from Prager way (Howard street), to Nittany street (Llewellyn street), changed to Acme way.

Margaret street, from Summerdale street, to Easterly line of O. A. Buettner Plan, changed to Munson street.

Marlowe avenue, from Willoughby street (Willard avenue), to Keever avenue, changed to Brett street.

Mary way, from St. Canice street (St. Martin street), to Werder street, changed to Mark way.

Mathilda way, from Rue Grande Vue, to Herrod street (Helden avenue), changed to Othello way.

Meadow avenue, from Ashfield way (Lemon street), to Small street (Short street), changed to Dickens street.

Michigan avenue, from Youghiogheny street, to Harlow street (Huron avenue), changed to Morley street.

Middletown road, from Steuben street, to Twentieth Ward Line, changed to Mignon way.

Mignon alley, from Portage way (Bouquet alley), to Pennville way (Peach alley), changed to Milford way.

Milford street, from Prager way (Howard street), to Lakewood street, changed to Milford way.

Mills street, from Noblestown road, to Glendon street (Garfield avenue), changed to Manset street.

Milnor avenue, from Clearview avenue, to Keever avenue, changed to Milnor street.

Moore avenue, from Kiplink street, to Milnor way, changed to Manley street.

Monroe street, from Ridge avenue, to Glendon street (Garfield avenue), changed to Pensdale street.

Montclair avenue, from Stratmore street (Stratford avenue), to Arnold street, changed to Clairhaven street.

Morange avenue, from Morange road (Jackson road), to Property Line, changed to Muncie street.

Morris avenue, from Youghiogheny street, to Summerdale street, changed to Mayfair street.

Mulberry alley, from Weirton street (Walker avenue), to Idlewood road, changed to Moberly way.

Noble avenue, from Woodkirk street (Kirkwood avenue), to City Line, changed to Norland street.

Nora alley, from Vixen street (Violet street), to Delor way (Esther alley), changed to Rover way.

Norwood avenue, from Round Top street (Roland avenue, to Clairhaven street) Montclair avenue), changed to Norwalk street.

Oak street, from Herrod street (Helden avenue), to Lakewood street, changed to Othello street.

Oak way, from Bentel street (Violet street), to Roswell street (Rose street), changed to Ostend way.

Oakdene avenue, from Clairton street (Clarendon avenue), to Norwalk street (Norwood avenue), changed to Oakmont street.

Oakwood road, from Noblestown road, to Turner street (Taylor avenue), changed to Durbin street.

Ohio street, from Dickens street (Maple avenue), to Crucible street (Woodland boulevard, changed to Olean street.

Olcott avenue, from Mueller avenue, to Milnor street, changed to Rydal street.

Orchard avenue, from Andrew street, to Ludell street (Lenora avenue), changed to Sayville street.

Orchard avenue, from Broadhead Fording road, to Andrew street, changed to Olmstead street.

Orchard avenue, from Oliffe street, to Fierro way, changed to Oliffe street.

Osage street, from Pringle street (Park avenue), to Property of Charters Cemetery, changed to Ogden street.

Overly street, from Wind Gap avenue, to Property of Ohio Connecting R'y Company, changed to Oberon street.

Park avenue, from Idlewood avenue, to Noblestown road, changed to Pringle street.

Parke street, from Obey street, to Twentieth Ward Line, changed to Magnus street.

Peach alley, from Rudd street (Love street), to Delor way (Esther alley), changed to Prager way.

Peach alley, from Andrew street, to Portage way (Bouquet alley), changed to Penville way.

Perrine street, from Baldwin road, to Perrine street (Sterrett street), changed to Grimes street.

Pine alley, from Property of M. J. Ingram, to Miggs way (Maple way), changed to Pinto way.

Pipe alley, from Berry street, to Renfrew street, changed to Pipe way.

Plum alley, from Penville way (Peach alley), to Sibley street (Shady avenue), changed to Pluck way.

Plumb avenue, from Mueller avenue, to Milnor street, changed to Preston street.

Poplar street, from Crucible street (Woodland boulevard), to Wilton way, changed to Poet street.

Prospect avenue, from Broadhead Fording road, to City Line, changed to West Prospect avenue.

Railroad street, from Youghiogheny street, to Edmore street (Everett street), changed to Edmore street.

Rebecca avenue, from Crucible street (Woodland boulevard), to Ruttman way, changed to Reba street.

Robert street, from Stem street (Stevensons street), to Vixen street (Violet street), changed to Rover street.

Roland avenue, from Clairton street (Clarendon avenue), to Albright way, changed to Round Top street.

Rose alley, from Penville way (Peach alley), to Portage way (Bouquet alley), changed to Rest way.

Rose street, from Broadhead Fording road, to Keenan street (Kenton avenue), changed to Roswell street.

Rudolph street, from Tranter street, to Twentieth Ward Line, changed to Cistern way.

Schenley street, from Berry street (Garfield avenue), to Justine street (Jackson avenue), changed to Shirley street.

School alley, from Delor way (Esther alley), to Milford way, changed to Prager way.

School street, from Middletown road, to Mayfair street (Morris avenue), changed to Summerdale street.

Shady avenue, from Ludell street (Lenora avenue), to Penville way (Peach alley), changed to Sibley street.

Shields avenue, from Roswell street (Rose street), to Ingram avenue, changed to Dartmouth street.

Short street, from Meadowbrook way, to Wilton way, changed to Small street.

Short street, from Pinney way, to Clarkton street (Catherine street), changed to Suter street.

Sickle alley, from Youghiogheny street, to Summerdale street, changed to Mendon way.

St. Clair street, from North line, to South line of Mary R. Foran Plan, changed to Selden street.

St. Clair street, from Berry street (Garfield avenue), to Justine street (Jackson avenue), changed to Sanborn street.

St. Martin street, from Rue Grande Vue, to Lakewood street, changed to St. Canice street.

Steen avenue, from Baldwin road, to Noblestown road, changed to Steen street.

Sterrett street, from Clearview avenue, to Emblem street (Eugenia street), changed to Perrine street.

Stevenson street, from Danley street, to Nittany street (Llewellyn street), changed to Stem street.

Stewart alley, from Middletown road, to Berry street, changed to Tyndall way.

Stratford avenue, from Steuben street, to Dinsmore avenue, changed to Stratford street.

Stratford avenue, from Broadhead Fording road, to Sayville street (Watkins street), changed to Sayville street.

Superior street, from Middletown road, to Youghiogheny street, changed to Middletown road.

Sycamore street, from Woodkirk street (Kirkwood avenue), to Weirton street (Walker avenue), changed to Carbon street.

Sylvania avenue, from West line of Woodland Plan, to Dickens street (Maple avenue), changed to Dickens street.

Taft avenue, from Youghiogheny street, to Summerdale way, changed to Edmore street.

Taylor avenue, from Weddle way, to Property of South Pittsburgh Water Co., Tarnier street.

Taylor avenue, Middletown road, to Condor way, changed to Straka street.

Tunnel street, from Middletown road, to City Line, changed to Dunnels street.

Union alley, from Emblem street (Eugenia street), to City Line, changed to Ulster way.

Vassar avenue, from Bartow street (Bryn Mawr avenue), to Jumper way, changed to Vare street.

Viola way, from Broadhead Fording road, to Andrew street, changed to Jasmine way.

Violet street, from Broadhead Fording road, to Keenan street (Kenton avenue), changed to Bentel street.

Violet street, from Rover street (Robert street), to Lakewood street, changed to Vixen street.

Von Bonnhorst avenue, from Broadhead Fording road, to Property line, changed to Von Bonnhorst street.

Walker avenue, from Idlewood avenue, to City Line, changed to Weirton street.

Wallace street, from Edmore street (Taft avenue), to Wind Gap avenue, changed to Warfel street.

Walnut alley, from Youghiogheny street, to Harlow street (Huron avenue), changed to Carp way.

Walnut street, from Berry street, to Middletown road, changed to Mutual street.

Watkins street, from Sayville street (Stratford avenue), to Andrew street, changed to Sayville street.

Werder avenue, from Rue Grande Vue, to Lakewood street, changed to Werder street.

Willard avenue, from Milnor way, to City line, changed to Willoughby street.

William alley, from Danley street, to Nittany street (Llewellyn street), changed to Gump way.

Willow alley, from Eel way (Elm alley), to Racine way (Cherry alley), changed to Watkins way.

Wilma way, from Tranter street, to Twentieth Ward Line, changed to Corso way.

Wilson street, from Andrew street, to Property line, changed to Willis street.

Wood street, from Reba street (Rebecca avenue), to Steuben street (Middletown road), changed to Woodlow street.

Woodland avenue, from Ladoga street (Highland avenue), to Easterly line of Highland Plan, changed to Weller street.

Woodland avenue, from Tyndall way (Stewart alley), to Westerly line of J. R. McKinley's Subdivision Plan, changed to Jenkins street.

Woodland boulevard, from Property of John Hodgson Heirs, to Twentieth Ward Line, changed to Crucible street.

Woodmere avenue, from Roswell street (Rose street) to Property line, changed to Woodmere street.

Youghiogheny avenue, from Edmore street (Taft avenue), to Middletown road (Superior street), changed to Youghiogheny street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1922.

Approved October 3, 1922.

Ordinance Book 33, Page 604.

No. 337

AN ORDINANCE—Designating names for the unnamed streets and alleys, laid out in the various plans of lots and the unnamed township roads, in the Twentieth and Twenty-eighth Wards (formerly Chartiers Township.)

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the names of the unnamed streets and alleys, in the various plans of lots as recorded in the office of the Recorder of Deeds, etc., for Allegheny County, and the unnamed township roads, in the Twentieth and Twenty-eighth Wards (formerly Chartiers Township), shall be and the same are hereby designated as follows, to-wit:

CLINTON TERRACE PLAN OF LOTS—

Plan Book, Volume 18, Page 198.

Unnamed alley, lying between Cumberland street (formerly Clinton avenue) and Ridenour avenue, from Dinsmore avenue to an unnamed alley (Albia way), be named ENDERLIN WAY.

Unnamed alley lying ninety (90) feet east of and parallel to Steuben street, from Cumberland street (formerly Clinton avenue) to Ridenour avenue), be named ALBIA WAY.

COTE, G. M., PROSPECT AVENUE PLAN—

Plan Book, Volume 25, Page 50.

Unnamed alley, lying one hundred (100) feet east of and parallel to Andrew street, from Pennville way (formerly Peach alley) to southerly line of plan, be named MIGNON WAY.

Unnamed alley, lying two hundred (200) feet east of and parallel to Andrew street, from Pennville way (formerly Peach alley) to Carr street (formerly Catherine street), be named EMMALINE WAY.

CRAFTON PARK PLAN OF LOTS—

Plan Book, Volume 24, Page 32.

Unnamed alley, lying between Grandin street (formerly Grant avenue) and Harvey street (formerly Madison avenue), from Harvey street to Glendon street (formerly Garfield avenue), be named EULWER WAY.

Unnamed alley, lying west of and parallel to Harvey street (formerly Madison avenue) and Cannon street (formerly Cleveland avenue), from Pensdale street (formerly Monroe street) to an unnamed alley (Camber way), be named WEDDLE WAY.

Unnamed alley, lying south of and parallel to Baldwin road, from Glendon street (formerly Garfield avenue) to Steen street, be named PENSDALE WAY.

Unnamed alley, lying south of and parallel to Turner street (formerly Taylor avenue), from an unnamed alley (Weddle way) to property line, be named CAMBER WAY.

Unnamed alley, lying west of and parallel to Glendon street (formerly Garfield avenue), from an unnamed alley (Carrot way) to Manset street (formerly Mills street), be named CELTIC WAY.

Unnamed alley, lying east of and parallel to Glendon street (formerly Garfield avenue), from an unnamed alley (Carrot way) to Manset street (formerly Mills street), be named CONSUL WAY.

Unnamed alley, lying south of and parallel to Harvey street (formerly Madison avenue), from Durbin street (formerly Jackson street) to an unnamed alley (Consul way), be named CARROT WAY.

CRAFTON TERRACE PLAN—

WILLIAM E. HARMON—

Plan Book, Volume 17, Page 129.

Unnamed alley, lying between Clearview avenue (formerly Crafton avenue) and Barr avenue from Crozier street to Milnor street, be named ATTELL WAY.

Unnamed alley, lying between Rydal street (formerly Olcott avenue), and Keever avenue, from Mueller avenue to Milnor street, be named WATERSON WAY.

Unnamed alley, lying between Preston street (formerly Plumb avenue) and Rydal street (formerly Olcott avenue), from Mueller avenue to Milnor street, be named SEDLEY WAY.

DUFF, S. A., PLAN OF LOTS—

Plan Book, Volume 16, Page 97.

Unnamed alley, lying between Wind Gap avenue and Edmore street (formerly Railroad street), from Youghensheny street to Edmore street (formerly Everett street), be named CLYMER WAY.

HAMNETT, J. H., SUBDIVISION PLAN OF LOTS—

Plan Book, Volume 20, Page 21.

Unnamed alley, lying east of and parallel to Wind Gap avenue, from Racine way (formerly Cherry alley) to Clarkton street (formerly Catherine street), be named IOTA WAY.

Unnamed alley, lying east of Suter street (formerly Short street), from an unnamed alley (Pinney way) to Racine way (formerly Cherry alley), be named CELINA WAY.

Unnamed alley, lying south of Clarkton street (formerly Catherine street), from Clarkton street to an unnamed alley (Celina way), be named PINNEY WAY.

HODGSON, SAMUEL, HEIRS' SUB- DIVISION PLAN—

Plan Book, Volume 12, Page 154.

Unnamed alley, lying parallel to and the first alley south of Middletown road, from Tyndall way (formerly Stewart alley) to the City Line, be named ELKINS WAY.

IDEAL PLAN NO. 1—

Plan Book, Volume 19, Page 126.

Unnamed alley, lying between Berry street and Oakglen street (formerly Grant avenue), from Sanborn street (formerly St. Clair street) to an unnamed alley (Fire way), be named CREOLA WAY.

Unnamed alley, lying between Oakglen street (formerly Grant avenue)

and Straka street (formerly Taylor avenue), from Sanborn street (formerly St. Clair street) to an unnamed alley (Fire way), be named TALMAGE WAY.

Unnamed alley, lying between Straka street (formerly Taylor avenue) and Justine street (formerly Jackson avenue), from Sanborn street (formerly St. Clair street) to an unnamed alley (Fire way), be named ESTEP WAY.

Unnamed alley, lying between Middletown road and Vinton street (formerly Latimer street), from Justine street (formerly Jackson avenue) to Berry street (formerly Garfield avenue), be named FIRE WAY.

Unnamed alley, lying north of and parallel to Berry street (formerly Garfield avenue), from Berry street to an unnamed alley (Condor way), be named BYERS WAY.

Unnamed alley, lying between Sanborn street (formerly St. Clair street) and Frontenac street, from an unnamed alley (Byers way) to Municipal street, be named CONDOR WAY.

INGRAM PLACE PLAN, FIRST AD- DITION TO—

Plan Book, Volume 24, Page 96.

Unnamed alley, lying between Wind Gap avenue and Beechnut street (formerly Beechwood avenue), from an unnamed alley (Mona Way) westwardly about three hundred twenty (320) feet, be named AROMA WAY.

Unnamed alley, lying between Medford street (formerly Friendship avenue) and Broadhead Fording road, from Wind Gap avenue to Beechnut street (formerly Beechwood avenue), be named MONA WAY.

INGRAM VILLA PLAN—

Plan Book, Volume 12, Page 12.

Unnamed alley, lying between Willis street (formerly Wilson street) and Carr street (formerly Catherine street), from Andrew street to westerly line of plan, be named PENVILLE WAY.

Unnamed alley, lying between Sayville street (formerly Watkins street) and Willis street (formerly Wilson street), from Andrew street to westerly line of plan, be named VON BONNHORST WAY.

JOHNSTON PLACE PLAN—

Plan Book, Volume 20, Page 122.

Unnamed alley, lying along the southerly line of the plan, from Summerdale street to Pennsylvania Railroad Company property line, be named SUMMERDALE WAY.

MCCUTCHEON PLACE PLAN—

Plan Book, Volume 13, Page 192.

Unnamed alley, lying one hundred (100) feet east of and parallel to Idlewood avenue, from Gary way (formerly Indus alley) to Copley way (formerly Clayton alley), be named BERT WAY.

Unnamed alley, lying about one hundred (100) feet west of and parallel to Noblestown road, from Gary way (formerly Indus alley) to Copley way (formerly Clayton alley), be named KITCHENER WAY.

MCGINLEY, J. R., SUBDIVISION PLAN—

Plan Book, Volume 10, Page 68.

Unnamed alley, lying south of and parallel to Jenkins street (formerly Woodland avenue), from Tyndall way (formerly Stewart alley) to westerly line of plan, be named KANE WAY.

Unnamed alley, lying between Middletown road and Jenkins street (formerly Woodland avenue), from Tyndall way (formerly Stewart alley) to westerly line of plan, be named ELKINS WAY.

OBEY, JOHN, SR., ESTATE PARTITION PLAN—

Plan Book, Volume 3, Page 121.

Unnamed street, lying east of and parallel to the westerly line of the plan, from Steuben street (formerly Middletown road) to an unnamed alley (Wilton way, be named LESSING STREET.

OSAGE PARK PLAN—

Plan Book, Volume 18, Page 73.

Unnamed alley, lying one hundred (100) feet east of and parallel to Idlewood avenue, from Gary way (formerly Indus alley) to property of Chartiers Cemetery, be named BERT WAY.

Unnamed alley, lying between Ogden street (formerly Osage street)

and Noblestown road, from Gary way (formerly Indus alley) to property of Chartiers Cemetery, be named KITCHENER WAY.

PETTY, R. B., CORRECTED PLAN OF LOTS—

Plan Book, Volume 17, Page 82.

Unnamed alley, lying between Carbon street (formerly Sycamore street) and Bell street, from Copley way (formerly Clark avenue) to Woodkirk street (formerly Kirkwood avenue), be named ELSTON WAY.

Unnamed alley, lying between Bell street and Idlewood avenue, from Copley way (formerly Clark avenue) to Woodkirk street (formerly Kirkwood avenue), be named ADE WAY.

Unnamed alley, lying one hundred thirty (130) feet west of and parallel to Noblestown road, from Copley way (formerly Clayton alley) to Woodkirk street (formerly Kirkwood avenue), be named KITCHENER WAY.

Unnamed alley, lying one hundred (100) feet east of and parallel to Idlewood avenue, from Woodkirk street (formerly Kirkwood avenue) to Copley way (formerly Clayton alley, be named EERT WAY.

PLEASANT HILL PLAN NO. 1—

Plan Book, Volume 26, Page 109.

Unnamed alley, lying along westerly line of plan, from Middletown road to Harrisburg street, be named ASHTOLA WAY.

ROBERTS, CHARLES M., PLAN OF LOTS—

Plan Book, Volume 26, Page 197.

Unnamed street, lying between Steuben street (formerly Middletown road) and Obey street, from the westerly line of the plan to Steuben street, be named DEXTER STREET.

ROBERTS, HUGH, ESTATE PLAN—

Unrecorded.

Unnamed street, lying east of and parallel to an unnamed street (Lessing street), from Steuben street (formerly Middletown road) to an unnamed alley (Wilton way) be named RINGGOLD STREET.

Unnamed alley, lying between an unnamed street (Lessing street) and

an unnamed alley (Ruttman way), from Steuben street (formerly Middleton road) northeastwardly about six hundred ten (610) feet, be named LOGUE WAY.

STEEN, T. D., ET AL PLAN OF LOTS

Plan Book, Volume 21, Page 52.

Unnamed alley, lying south of and parallel to Baldwin road, from Steen street to the easterly line of the plan, be named PENSDALE WAY.

TENDAM, E. & H. PLAN—

Plan Book, Volume 4, Page 132.

Unnamed street, lying three hundred (300) feet west of and parallel to Broadhead Fording Road, from Wind Gap avenue to an unnamed street (Hussey street), be named HILLMAN STREET.

Unnamed alley, lying between Broadhead Fording road and an unnamed street (Hillman street), from Wind Gap avenue to an unnamed street (Hussey street), be named FLOMOT WAY.

Unnamed street, lying three hundred (300) feet west of and parallel to an unnamed street (Hillman street), from Wind Gap avenue to an unnamed street (Hussey street), be named WEST PORT STREET.

Unnamed alley, lying between two unnamed streets (Hillman and Westport streets), from Wind Gap avenue to an unnamed street (Sayville street), be named ELLISON WAY.

Unnamed street, lying along the westerly line of the plan, from Scully road to an unnamed street (Hussey street), be named AVORDTON STREET.

Unnamed street, lying three hundred (300) feet east of and parallel to an unnamed street (Avordton street), from Wind Gap avenue to an unnamed street (Hussey street), be named HANSFORD STREET.

Unnamed alley, lying between two unnamed streets (Westport and Hansford streets), from Wind Gap avenue to an unnamed street (Sayville street), be named EPPING WAY.

Unnamed alley, lying between two unnamed streets (Avordton and Hansford streets), from Scully road to an unnamed street (Hussey street), be named ARVANA WAY.

Unnamed street, lying along the southerly line of the plan, from Broadhead Fording Road to an unnamed street (Avordton street), be named HUSSEY STREET.

Unnamed street, lying between Wind Gap avenue and an unnamed street (Hussey street), from Broadhead Fording road to an unnamed street (Avordton street), be named SAYVILLE STREET.

WEST PITTSBURGH PLAN—

Plan Book, Volume 18, Page 49.

Unnamed alley, lying between Steuben street and Hollywood street (formerly Duray avenue), from Clairton street (formerly Clarendon avenue) to the easterly line of the plan, be named ALBIA WAY.

Unnamed alley, lying between Hollywood street (formerly Luray avenue) and Ford street (formerly Felix avenue), from Clairton street (formerly Clarendon avenue) to the easterly line of the plan, be named ALBRIGHT WAY.

Unnamed alley, lying between Ford street (formerly Felix avenue) and Round Top street (formerly Roland avenue), from Clairton street (formerly Clarendon avenue) to Arnold street (formerly Chartiers avenue), be named IRVONA WAY.

Unnamed alley, lying between Round Top street (formerly Roland avenue) and Earham street (formerly Earle avenue), from Clairton street (formerly Clarendon avenue) to Norwalk street (formerly Norwood avenue), be named RIDLEY WAY.

Unnamed alley, lying between Earham street (formerly Earle avenue) and Oakmont street (formerly Oakdene avenue), from Clairton street (formerly Clarendon avenue) to Norwalk street (formerly Norwood avenue), be named ELRAMA WAY.

Unnamed alley, lying between Oakmont street (formerly Oakdene avenue) and Elmont street (formerly Belmont avenue), from Clairton street (formerly Clarendon avenue) to Norwalk street (formerly Norwood avenue), be named KIRWAN WAY.

Unnamed alley, lying between Elmont street (formerly Belmont avenue) and Clairhaven street (formerly Montclair avenue), from Clairton street (formerly Clarendon avenue)

to Norwalk street (formerly Norwood avenue), be named GULF WAY.

Unnamed alley, lying south of Clairhaven street (formerly Montclair avenue) and along the southeasterly line of the plan, from Arnold street to property line, be named GOLAH WAY.

Unnamed alley, lying between Obey street and Arnold street, from Arnold street to northerly line of plan, be named TODD WAY.

Unnamed alley, lying between Arnold street and Norwalk street (formerly Norwood avenue), from Clairhaven street (formerly Montclair avenue) to Round Top street (formerly Roland avenue), be named GLAZNER WAY.

Unnamed alley, lying between Clairton street (formerly Clarendon avenue) and Cumberland street (formerly Clinton avenue), from Stratmore street (formerly Stratford avenue) to Steuben street, be named ATHERLY WAY.

WEST PITTSBURGH TERRACE—

Plan Book, Volume 18, Page 192.

Unnamed alley, lying between Keever avenue and Hyde street, (formerly Irving avenue), from Keever avenue to an unnamed alley (Milnor way), be named SEAM WAY.

Unnamed alley, lying between Hyde street (formerly Irving avenue) and Harris avenue, from Brett street (formerly Marlowe avenue) to an unnamed alley (Milnor way), be named TILFORD WAY.

Unnamed alley, lying between Harris avenue and Kipling street, from Brett street (formerly Marlowe avenue) to an unnamed alley (Milnor way), to be named OCLA WAY.

Unnamed alley, lying between Manley street (formerly Moore avenue) and Burleigh street (formerly Burns avenue), from Kipling street to an unnamed alley (Milnor way), be named FIFIELD WAY.

Unnamed alley, lying between Burleigh street (formerly Burns avenue) and Willoughby street (formerly Willard avenue), from Brett street (formerly Marlowe avenue) to an unnamed alley (Milnor way), be named GAZA WAY.

Unnamed alley, lying south of and parallel to Willoughby street (for-

merly Willard avenue), from City Line to an unnamed alley (Milnor way), be named YECKLEY WAY.

Unnamed alley, lying along City Line, from Keever avenue to Willoughby street (formerly Willard avenue), be named NEWVILLE WAY.

Unnamed alley, lying along the easterly line of the plan, from an unnamed alley (Seam way) to an unnamed alley (Yeckley way), be named MILNOR WAY.

WESTWOOD PLAN OF LOTS—laid out by C. B. Harmon, Plan Book Volume 20, Page 52.

Unnamed alley, lying between Noblestown road and Dale street (formerly Delaware avenue), from Bartow street (formerly Bryn Mawr avenue) to an unnamed alley (Jumper way), be named CODE WAY.

Unnamed alley, lying between Dale street (formerly Delaware avenue) and Vase street (formerly Vassar avenue), from Bartow street (formerly Bryn Mawr avenue) to an unnamed alley (Jumper way), be named KISKI WAY.

Unnamed alley, from Noblestown road to an unnamed alley (Jumper way), lying west of and parallel with Bartow street (formerly Bryn Mawr avenue), be named SIESTA WAY.

Unnamed alley, lying along the easterly line of the plan, from the easterly end of an unnamed alley (Code way) to the southerly end of an unnamed alley (Siesta way) be named JUMPER WAY.

WOODLAND PLAN—

Plan Book, Volume 21, Page 30.

Unnamed alley, lying between Crucible street (formerly Woodland boulevard) and Dickens street (formerly Meadow avenue), from an unnamed alley (Wilton way) to Wilton way, be named MEADOWBROOK WAY.

Unnamed alley, lying along the southerly and easterly lines of plan, from an unnamed alley (Meadowbrook way) to the northerly line of plan, be named WILTON WAY.

Unnamed alley, lying between Poet street (formerly Poplar street) and Small street (formerly Short street), from an unnamed alley (Wilton way) to an unnamed alley (Meadowbrook way), be named TUNE WAY.

Unnamed alley, lying between Dickens street (formerly Maple avenue) and Crucible street (formerly Woodland boulevard), from Dickens street (formerly Sylvania avenue) to Dickens street (formerly Maple avenue), be named ASHFIELD WAY.

Unnamed alley, lying between Crucible street (formerly Woodland boulevard) and Reba street (formerly Rebecca avenue), from Reba street to an unnamed alley (Ruttman way), be named GERDO WAY.

Unnamed alley, lying between Crucible street and Dickens street (formerly Sylvania avenue), from Fairston street (formerly Fairmont avenue) to said Dickens street, be named ASA WAY.

Unnamed alley, lying between said Crucible street and Dickens street (formerly Sylvania avenue), from Fairston street (formerly Fairmont avenue) to westerly line of plan, be named ISLEN WAY.

Unnamed alley, lying between Dickens street (formerly Sylvania avenue) and Oliffe street (formerly Orchard avenue), from Fairston street (formerly Fairmont avenue) to Fierro way, be named MATONA WAY.

Unnamed alley, lying between Oliffe street (formerly Orchard avenue) and the Twentieth Ward line, from Fairston street (formerly Fairmont avenue), to Fierro way, be named NUMA WAY.

Unnamed alley, lying along the easterly line of the plan, from Reba street (formerly Rebecca avenue) to an unnamed alley (Wilton way), be named RUTTMAN WAY.

Unnamed alley, lying about one hundred twenty (120) feet east of and parallel to Fairston street (formerly Fairmont avenue), from an unnamed alley (Asa way) to Dickens street (formerly Sylvania avenue), be named DOT WAY.

Unnamed alley, lying between Poet street (formerly Poplar street) and Bay street (formerly Beatty street), from Crucible street (formerly Woodland boulevard) to an unnamed alley (Meadowbrook way), be named SMALL WAY.

WOODLAND PLAN NO. 2.—

Plan Book, Volume 21, Page 155.

Unnamed alley, lying between Woodlow street (formerly Wood street) and Willet street, from an un-

named alley (Bulen way) to Reba street (formerly Rebecca avenue), be named BURDELL WAY.

Unnamed alley, lying along the easterly line of the plan, from Steuben street (formerly Middletown road) to Reba street (formerly Rebecca avenue), be named RUTTMAN WAY.

Unnamed alley, lying between Lora street (formerly Loraine street) and Reba street (formerly Rebecca avenue), from an unnamed alley (Eurdell way) to an unnamed alley (Ruttman way), be named KOKOMO WAY.

Unnamed alley, lying one hundred twenty (120) feet north of Steuben street (formerly Middletown road), from Woodlow street (formerly Wood street) to an unnamed alley (Ruttman way), be named BULEN WAY.

UNNAMED TOWNSHIP ROADS

Unnamed township road, from Chartiers avenue to Chartiers Creek, as ordered to be opened by the Court of Quarter Sessions at No. 11, December Session 1877 and partly relocated at No. 2 March Session 1881, be named TURNER ROAD.

Unnamed township road, from Wind Gap avenue to an unnamed township road (Maxette road), be named SCULLY ROAD.

Unnamed township road, lying west of and at right angles to Broadhead Fording road, from a point on Broadhead Fording road about four hundred (400) feet south of West Prospect street (formerly Prospect avenue) to Scully road, be named MAZETTE ROAD.

Unnamed township road, from Oregon street to Stanhope street, be named STANHOPE STREET.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1922.

Approved October 3, 1922.

Ordinance Book 33, Page 609.

No. 338

AN ORDINANCE — Authorizing the Delinquent Tax Collector and Treasurer of the City of Pittsburgh

to accept from the Consolidated Ice Company of Pittsburgh, and other corporations, persons and partnerships involved in a test case to determine the legality and reasonableness of the water rates of the City of Pittsburgh, the face amount of the water rents or taxes respectively assessed against the said parties with interest at 6% and advertising costs heretofore incurred by the City, but without the payment of any penalty for the water rents or taxes for the years 1918, 1919, 1920, 1921 and 1922, and authorizing the proper officers of the City of Pittsburgh to adjust, credit or refund the amount of said penalty when heretofore paid by any of the aforesaid parties.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That

Whereas, the Consolidated Ice Company, the Ohio & Pittsburgh Milk Company, the Mutual Laundry Company, the Peerless Laundry Company, the Eclipse Laundry Company, the North Side Laundry Company, the Highland Laundry Company, and Iron City Laundry Company, the Fort Duquesne Laundry Company, the Earnes Laundry Company, Stark's Model Laundry Company, the Excelsior Laundry Company, the Crescent Laundry Company, the Royal Laundry Company and Mohn Brothers Electric Laundry, have heretofore brought suits in equity against the City of Pittsburgh in the year 1918, asking for a judicial review of the water rates then charged for water supplied by the City of Pittsburgh, and asking the Courts to enjoin the collection of said assessments until the final determination of said proceedings, and

Whereas, it was agreed between all the parties that the case of the Consolidated Ice Company should be treated as a test case, and that the decision therein should be final and conclusive upon all of the aforesaid parties in litigation, and

Whereas, the final decision of the Supreme Court of this state was not handed down until the 24th day of June, 1922, and

Whereas, it appears that the said litigation was instituted and proceeded with in good faith, for the purpose of determining the equity and justice of the rates charged by the City of Pittsburgh for water, and not for the purpose of delaying or

evading the payment of the said water rents or taxes, and

Whereas, it appears that the payment of the said penalty under the conditions would be unequitable and unjust.

Now therefore, L. R. Goshorn, Delinquent Tax Collector and Treasurer of the City of Pittsburgh be and is hereby authorized and directed to accept and receive from the aforesaid parties in full payment of the water rents and taxes assessed respectively against the said parties for the years 1918, 1919, 1920, 1921 and 1922, the face amount of the said water assessments, together with interest thereon at $\frac{1}{2}$ of 1% monthly, together with any advertising costs incurred by the City of Pittsburgh by and on account of the said water rents or taxes, but without the payment of any penalty that the City might be entitled to receive by reason of the nonpayment of said accounts until after the same had become delinquent in accordance with the provisions of the Ordinances of Council and Acts of Assembly pertaining thereto.

Provided, however, that the foregoing companies now delinquent shall not be entitled to a release of said penalties unless the full amount of delinquent water rates on each case is paid with interest within 30 days after the enactment of this ordinance.

Section 2. Whenever it shall satisfactorily appear to the said Delinquent Tax Collector and Treasurer of the City of Pittsburgh that any one or more of the aforesaid parties have heretofore paid any or all of the aforesaid water rents and penalties, then the said Delinquent Tax Collector and Treasurer of the City of Pittsburgh be and he is hereby authorized and directed to refund the amount of the said penalties so paid, or to credit the same against any future indebtedness of the respective parties for water rents or taxes as the case may be, or for the purpose of accomplishing the refunding of the said penalty, the Mayor of the City is hereby authorized to issue and the City Controller to countersign a warrant in favor of the respective party or parties for the purpose of refunding the said penalty, the same to be charged to Code Account No. 41, refunding taxes and water rents.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1922.

Approved October 3, 1922.

Ordinance Book 33, Page 616.

No. 339

AN ORDINANCE — Authorizing and directing the Paving and Curbing of Agnew street, from Hartman's lane to Lincoln avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Agnew street, between Hartman's lane and Lincoln avenue, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Paving and Curbing of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Agnew street, from Eartman's lane to Lincoln avenue, be paved and curbed.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the paving and curbing of said street between said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Sixteen Thousand (\$16,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1922.

Approved October 4, 1922.

Ordinance Book 33, Page 617.

No. 340

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Agnew street, from Hartman's lane to German Lutheran Cemetery line, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Agnew street, between Hartman's lane and German Lutheran Cemetery line, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Agnew street, from Hartman's lane to German Lutheran Cemetery line, be graded, paved and curbed.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Nineteen Thousand (\$19,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accord-

ance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1922.

Approved October 4, 1922.

Ordinance Book 33, Page 618.

No. 341

AN ORDINANCE — Vacating Rivet way, in the 26th Ward of the City of Pittsburgh, from Linwood avenue to Arvada way, as laid out in a Plan of Subdivision of Pusey Property and recorded in the Recorder's Office of Allegheny County in Plan Book, Volume 12, Page 150.

Whereas, it appears by the Petition and Affidavit on file in the office of the City Clerk that the owners of all the property fronting or abutting upon Rivet way, from Linwood avenue to Arvada way, as laid out in a Plan of Subdivision of Pusey Property, have petitioned the Council of the City of Pittsburgh to enact an Ordinance for the vacation of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Rivet way, from Linwood avenue to Arvada way, in the 26th Ward of the City of Pittsburgh, shall be and the same is hereby vacated within the following described boundary lines, to-wit:

Beginning at the intersection of the easterly line of Linwood avenue and the northerly line of Rivet way, as laid out in a Plan of Subdivision of Pusey Property and recorded in the Recorder's Office of Allegheny County in Plan Book, Volume 12, Page 150; thence extending eastwardly along the northerly line of Rivet way for a distance of 150.0 feet to the westerly line of Arvada way; thence extending southwardly along the westerly line of Arvada way for a distance of 20.0 feet to the southerly line of Rivet way; thence extending westwardly along the

southerly line of Rivet way for a distance of 150.0 feet to the easterly line of Linwood avenue; thence extending northwardly along the easterly line of Linwood avenue for a distance of 20.0 feet to the place of beginning. Containing 3,000 square feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1922.

Approved October 4, 1922.

Ordinance Book 33, Page 619.

No. 342

AN ORDINANCE—Appropriating and setting aside the sum of Sixteen Thousand (\$16,000.00) Dollars from Code Account No. 1599-E, General Repaving, Division of Streets, Bureau of Engineering, for the payment of the cost of tearing out and replacing the north shoulder of Carson street West, under the terms of Contract No. 5636, Mayor's Office File No. 288, entered into September 2, 1921, with the Jas. H. McQuade & Sons Company for the repaving of Carson street West, from the Point Bridge to the Smithfield Street Bridge.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby set apart and appropriated the sum of Sixteen Thousand (\$16,000.00) Dollars from Code Account No. 1590-E, General Repaving, Division of Streets, Bureau of Engineering, for the payment of the cost of tearing out and replacing the north shoulder of Carson street West, under the terms of Contract No. 5636, Mayor's Office File No. 288, entered into September 2, 1921, with the Jas. H. McQuade & Sons Company for the repaving of Carson street West, from the Point Bridge to the Smithfield Street Bridge, and the Mayor and the Controller be, and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of completing said contract.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1922.

Approved October 4, 1922.

Ordinance Book 33, Page 620.

No. 343

AN ORDINANCE — Authorizing and directing the Mayor to employ an efficiency engineer.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor is hereby authorized and directed to employ an efficiency engineer at a salary of \$6,000.00 per annum, the same to be paid from Code Account No. 1020, Efficiency Fund, Mayor's Office.*

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1922.

Approved October 5, 1922.

Ordinance Book 33, Page 620.

No. 344

AN ORDINANCE — Establishing the grade of Sixteenth street, from Spring way to Penn avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the easterly curb line of Sixteenth street, from Spring way to Penn avenue shall be and the same is hereby re-established as follows, to-wit:*

Beginning on the northerly curb line of Spring way at an elevation of 45.50 feet; thence falling at the rate of 0.55% for a distance of 116.13 feet to the southerly curb line of Penn avenue to an elevation of 44.86 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1922.

Approved October 5, 1922.

Ordinance Book 33, Page 621.

No. 345

AN ORDINANCE — Re-establishing the grade of Penn avenue, from a point 190.31 feet west of the westerly line of Sixteenth street to a point 316.28 feet eastwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the northerly curb line of Penn avenue, from a point 190.31 feet west of the westerly line of Sixteenth street to a point 316.28 feet eastwardly therefrom shall be and the same is hereby re-established as follows, to-wit:*

Beginning at a point 190.31 feet west of the westerly line of Sixteenth street at an elevation of 43.11 feet (curb as set); thence by a concave parabolic curve for a distance of 100.0 feet to a point of tangent to an elevation of 43.83 feet; thence rising at the rate of 1.12% for a distance of 79.46 feet to a point of curve to an elevation of 44.72 feet; thence by a convex parabolic curve for a distance of 25.08 feet to a point of tangent to an elevation of 44.86 feet; thence level for a distance of 38.05 feet to a point; thence falling at the rate of 1.68% for a distance of 164.0 feet to a point of curve to an elevation of 42.10 feet; thence by a concave parabolic curve for a distance of 100.0 feet to a point of tangent at a distance of 316.28 feet east of the westerly line of Sixteenth street, to an elevation of 40.93 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1922.

Approved October 5, 1922.

Ordinance Book 33, Page 621.

No. 346

AN ORDINANCE—Establishing and re-establishing the grade of Heinz street, from River avenue to Carpenter way and from South Canal street to a point 175.0 feet north of the southerly line of South Canal street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the westerly curb line of Heinz street, from River avenue to Carpenter way and from South Canal street to a point 175.0 feet north of the southerly line of South Canal street shall be and the same is hereby established and re-established as follows, to-wit:*

Beginning at the northerly curb line of River avenue at an elevation of 27.97 feet; thence rising at the rate of 2.225% for a distance of 239.53 feet to the southerly curb line of Progress street to an elevation of 33.30 feet; thence for a distance of 30.04 feet to the northerly curb line of Progress street to an elevation of 33.33 feet; thence falling at the rate of 1.0% for a distance of 60.13 feet to a point of curve to an elevation of 32.73 feet; thence by a concave parabolic curve for a distance of 50.0 feet to the southerly line of Carpenter way to an elevation of 33.91 feet (curb as set); thence beginning at the southerly curb line of South Canal street at an elevation of 42.30 (curb as set); thence rising at the rate of 1.40% for a distance of 59.0 feet to a point of curve to an elevation of 43.13 feet; thence by a concave parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 44.29 feet; thence rising at the rate of 4.38% for a distance of 36.0 feet to a point of curve to an elevation of 45.86 feet; thence by a convex parabolic curve for a distance of 30.0 feet to a point of tangent to an elevation of 46.98 feet (curb as set) said point of tangent being 175.0 feet north of the southerly line of South Canal street.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1922.

Approved October 5, 1922.

Ordinance Book 33, Page 622.

No. 347

AN ORDINANCE—Vacating Yew street and South Winebiddle street in the Eighth ward of the City of Pittsburgh.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that the owner of all the property fronting or abutting upon the lines of Yew street between Gross street and South Winebiddle street has petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Yew street, between Gross street and South Winebiddle street, in the Eighth ward, as hereinafter described, shall be and the same is hereby vacated, to-wit:*

Beginning at the intersection of the easterly line of Gross street with the northerly line of Yew street as the same were laid out in the Wallace Plan of Benvenue Lots, recorded in the Recorder's Office of Allegheny County in Plan Book Vol. 20, page 109; thence extending in an easterly direction along the said northerly line of Yew street south 53° 30' east for the distance of 344.86 feet to the westerly line of Winebiddle street; thence in a southerly direction along the said westerly line of Winebiddle street south 36° 30' west a distance of 20 feet to a point on the southerly line of said Yew street; thence extending in a westerly direction along the said southerly line of Yew street north 53° 30' west for the distance of 344.86 feet to the aforesaid easterly line of Gross street; thence extending in a northerly direction along the said easterly line of Gross street north 36° 30' east for the distance of 30 feet to the place of beginning, containing 10,345 square feet.

Section 2. This ordinance, however, shall not take effect or be of any force or validity whatsoever, unless the Duquesne Reduction Company, owner of the property abutting upon Yew street, between Gross street and South Winebiddle street, shall, within thirty (30) days after the passage of this ordinance, pay into the Treasury of the City of Pittsburgh the sum of Four thousand six hundred fifty-five dollars and twenty-five cents (\$4,655.25) for the use of the City of Pittsburgh.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 25, 1922.

Approved October 5, 1922.

Ordinance Book 33, Page 623.

No. 348

AN ORDINANCE—Providing for the letting of a contract for repairing roof of No. 4 Police Station in the Bureau of Police.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Public Safety shall be and they are hereby authorized, empowered and directed to advertise for proposals and let a contract to the lowest responsible bidder or bidders for repairing the roof of No. 4 Police Station, property of the Bureau of Police, situate at Nos. 3805-07 Forbes street, in accordance with An Act of Assembly entitled "An Act for the government of cities of the second class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of City Council in such cases made and provided, the cost thereof not to exceed the sum of \$1,200.00, and to be charged to Code Account No. 1455, Item B, Repairs, Bureau of Police.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1922.

Approved October 5, 1922.

Ordinance Book 33, Page 624.

No. 349

AN ORDINANCE—Providing for the making of a contract for the purchase of a Bronze Tablet to be placed on the Ship Pittsburgh of the White Star Line, and providing for the payment of the cost of same.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Supplies of the City of Pittsburgh shall be and they are hereby authorized and directed to enter into a contract for the furnishing to the City of Pittsburgh of a suitable Bronze Tablet (proper inscription to be supplied later) to be placed on the Ship Pittsburgh of the White Star Line, for a sum not to exceed Five Hundred (\$500.00) dollars.

Section 2. That the sum of Five hundred (\$500.00) dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Appropriation No. 42, Contingent Fund, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign a warrant or warrants in payment of the cost of the same.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1922.

Approved October 5, 1922.

Ordinance Book 33, Page 624.

No. 350

AN ORDINANCE—Repealing an Ordinance entitled "An Ordinance providing for the letting of a contract or contracts for the furnishing of eleven (11) motors, more or less for Municipal Garage and Repair Shop, Exposition Building", approved May 7, 1921.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That an Ordinance entitled "An Ordinance providing for the letting of a contract or contracts for the furnishing of eleven (11) motors, more or less for Municipal Garage and Repair Shop, Exposition Building", approved May 7, 1921 and recorded in Ordinance Book Vol. 32, Page 278, shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1922.
Approved October 5, 1922.
Ordinance Book 33, Page 625.

No. 351

AN ORDINANCE—Fixing the width and position of the roadway and re-establishing the grade of Bryant street, from Heberton avenue to Winterton street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the roadway and the grade of the northerly curb line of Bryant street, from Heberton avenue to Winterton street shall be and the same are hereby fixed and re-established as follows, to-wit:

The roadway shall have a uniform width of 22.0 feet and shall occupy the central portion of the street, each side of which shall be distant 14.0 feet from the respective street line.

The grade of the northerly curb line shall begin at the easterly curb line of Heberton avenue at an elevation of 378.04 feet; thence rising at the rate of 5.0% for a distance of 21.99 feet to a point of curve to an elevation of 379.14 feet; thence by a convex parabolic curve for a distance of 80.0 feet to a point of tangent to an elevation of 377.94 feet; thence falling at the rate of 8.0% for a distance of 66.59 feet to a point of curve to an elevation of 372.61 feet; thence by a convex parabolic curve for a distance of 20.0 feet to a point of tangent to an elevation of 370.31 feet; thence falling at the rate of 15.0% for a distance of 111.51 feet to the westerly line of Winterton street to an elevation of 353.58 feet; thence falling at the rate of 5.0% for a distance of 10.0 feet to the westerly curb line of Winterton street to an elevation of 353.08 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 2, 1922.
Approved October 5, 1922.
Ordinance Book 33, Page 626.

No. 352

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the construction of a retaining wall on the southwesterly line of Spencer street, between Lang street and Chaucer street, and authorizing the setting aside of the sum of Thirty-three thousand six hundred (\$33,600.00) dollars, from Code Account No. 1288-G, Retaining Wall Schedule, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a retaining wall on the southwesterly line of Spencer street, between Lang street and Chaucer street, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work, in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of Thirty-three Thousand Six Hundred (\$33,600) Dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from Code Account No. 1589-G, Retaining Wall Schedule, Division of Streets, Bureau of Engineering, and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 9, 1922.
Approved October 11, 1922.
Ordinance Book 33, Page 626.

No. 353

AN ORDINANCE—Providing for the letting of a contract or contracts for repairs, remodelling and alterations of No. 9 Engine House, Bureau of Fire, corner Butler street and McCandless avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Safety shall be and they are hereby authorized, empowered and directed to advertise for proposals and let a contract or contracts to the lowest responsible bidder or bidders for repairs, remodelling and alterations at No. 9 Engine House, Bureau of Fire, corner of Butler street and McCandless avenue, in accordance with An Act of Assembly entitled "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of City Council in such cases made and provided, the costs thereof not to exceed the sum of \$5,000.00, and to be charged to Code Account No. 1466, Item E. Repairs, Bureau of Fire.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 9, 1922.

Approved October 11, 1922.

Ordinance Book 33, Page 627.

No. 354

AN ORDINANCE—Providing for the letting of a contract or contracts for furnishing, installing and equipping a Central Fire Alarm System in the City-County Building, including the purchase and installation of any necessary cables or wires required for re-routing system and completion of the work for the Bureau of Electricity.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Safety shall be

and they are hereby authorized, empowered and directed to advertise for proposals and let a contract or contracts to the lowest responsible bidder or bidders for furnishing, installing and equipping a Central Fire Alarm System in the City-County Building, including the purchase and installation of any necessary cables or wires required for re-routing system and completion of the work for the Bureau of Electricity, in accordance with An Act of Assembly entitled "An Act for the government of cities of the second class," approved the 7th day of March A. D. 1901, and the various supplements and amendments thereto and the ordinances of City Council in such cases made and provided, the costs thereof not to exceed the sum of \$150,000.00, a sum not to exceed \$90,000.00 to be charged to Peoples Bond No. 229, Fire Alarm Improvement Bonds, and a sum not to exceed \$60,000.00 to be charged to Council Issue No. 242, Public Safety Bonds, Fire Alarm System.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as

Passed October 9, 1922.

Approved October 11, 1922.

Ordinance Book 33, Page 628.

No. 355

AN ORDINANCE—Giving the consent of the City of Pittsburgh to the annexation of the contiguous Borough of St. Clair.

Whereas, pursuant to the terms and provisions of an Act of Assembly approved the 28th day of April, 1903, certain qualified voters of the contiguous Borough of St. Clair have presented their petition to the Court of Quarter Sessions of Allegheny County, Pennsylvania, and the same has been ordered filed, and said Court has directed notice to be given to the Mayor of such proposed annexation, which said notice has been duly accepted by said Mayor on the twenty first day of August, 1922; therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That approval is hereby given to said proposed annexation of the contiguous

Borough of St. Clair to the City of Pittsburgh.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 9, 1922.

Approved October 11, 1922.

Ordinance Book 33, Page 628.

No. 356

AN ORDINANCE—Re-establishing the grade of Bascom street, from the City Line to a point 642.35 feet eastwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the northerly curb line of Bascom street, from the City Line to a point 642.35 feet eastwardly therefrom shall be and the same is hereby re-established as follows, to-wit:

The grade of the northerly curb line shall begin at the City Line at an elevation of 475.33 feet; thence rising at a rate of 7.40% for a distance of 251.09 feet to a point of curve to an elevation of 493.91 feet; thence by a convex parabolic curve for a distance of 100.00 feet to a point of tangent to an elevation of 498.11 feet; thence rising at a rate of 1.0% for a distance of 231.26 feet to a point of curve to an elevation of 500.42 feet; thence by a concave parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 501.59 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 9, 1922.

Approved October 11, 1922.

Ordinance Book 33, Page 629.

No. 357

AN ORDINANCE—Fixing the width and position of the sidewalks of

Blessing street, from a point 114.87 feet northwardly from the southerly line of W. A. Edeburn Plan of Lots and Thos. McNeil Plan of Lots to Webster avenue, providing for slopes, parking, etc., and re-establishing the grade thereof from the first mentioned point to a point 459.10 feet southwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the sidewalks of Blessing street, from a point 114.87 feet northwardly from the southerly line of W. A. Edeburn Plan of Lots and Thos. McNeil Plan of Lots to Webster avenue as opened by Ordinance No. 373 approved October 1st, 1917 and the grade of the westerly curb line thereof from the first mentioned point to a point 459.10 feet southwardly therefrom shall be and the same are hereby fixed and re-established as follows, to-wit:

The sidewalks from a point 114.87 feet northwardly from the southerly line of W. A. Edeburn Plan of Lots and Thos. McNeil Plan of Lots to the first angle in the roadway southwardly from said point shall lie along and parallel the roadway and shall have a uniform width of 10.0 feet; thence they shall have a uniform width of 8.0 feet and shall lie along and parallel the roadway to Webster avenue as opened by Ordinance No. 373, approved October 1, 1917.

The remaining portion of the street not occupied by the roadway and the sidewalks as above described shall be used for slopes, parking, etc.

The grade of the westerly curb line of Blessing street shall begin at a point 114.87 feet northwardly from the southerly line of W. A. Edeburn Plan of Lots and Thos. McNeil Plan of Lots at an elevation of 359.57 feet; thence rising at the rate of 12.0% for a distance of 279.21 feet to a point of curve to an elevation of 393.08 feet; thence by a convex parabolic curve for a distance of 80.0 feet to a point of tangent to an elevation of 299.48 feet; thence rising at the rate of 4.0% for a distance of 19.89 feet to a point of curve to an elevation of 400.28 feet; thence by a concave parabolic curve for a distance of 80.0 feet to a point of tangent to a point 459.10 feet southwardly from the point of beginning to an elevation of 405.92 feet.

Section 2. That any ordinance or part of ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same effects this Ordinance.

Passed October 9, 1922.

Approved October 11, 1922.

Ordinance Book 33, Page 630.

No. 358

AN ORDINANCE—Appropriating and setting aside the sum of six thousand five hundred (\$6,500.00) Dollars, from Bond Fund Appropriation No. 215, "Negley Run Sewer Bonds", for the payment of the cost of re-surfacing sewer trenches in the Negley Run Drainage Basin, by the City Asphalt Plant, Bureau of Highways and Sewers.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby set apart and appropriated the sum of Six Thousand Five Hundred (\$6,500.00) Dollars from the proceeds of Bond Fund Appropriation No. 215, "Negley Run Sewer Bonds", for the payment of the cost of re-surfacing sewer trenches in the Negley Run Drainage Basin, by the City Asphalt Plant, Bureau of Highways and Sewers, and the Mayor and the City Controller be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said Fund for the payment of the cost of said work.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 9, 1922.

Approved October 11, 1922.

Ordinance Book 33, Page 631.

No. 359

AN ORDINANCE — Granting unto the Boggs & Buhl Company, its successors and assigns, the right to construct, maintain and use a four inch conduit under and across West Diamond street connecting the build-

ings of the Boggs & Buhl Department Store with a water vacuum return line, Twenty-second Ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Boggs & Buhl Company, its successors and assigns, be and are hereby given the right and authority, at its own cost and expense, to construct, maintain and use a four inch conduit twenty-two feet long under and across West Diamond street located seventy-two and one half feet north from the northern building line of Park way, connecting the buildings of the Boggs & Buhl Department Store with a water vacuum return line for the purpose of draining the water from heating system, Twenty-second Ward, Pittsburgh, Pa.

The said four inch conduit shall be constructed in accordance with the provisions of this ordinance and in accordance with the plans hereto attached and identified as Accession No. A-194, Folder "A", in the files of the Division of Public Utilities, Bureau of Highways & Sewers, Department of Public Works, entitled, "Proposed Four Inch Conduit for a water vacuum return line on West Diamond street for the Boggs & Buhl Company, Twenty-second Ward, Pittsburgh, Pa."

Section 2. The said company, prior to beginning the construction of the said conduit, shall submit to the Director of the Department of Public Works of the said City a complete set of plans in triplicate showing the location and all details for the construction of the said conduit, and said plans and the construction of the said conduit shall be subject to the approval and supervision of the said Director.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of conduit on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street

pavement damaged, repair of sewers, water lines and other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of the said conduit. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserved the right to cause the removal of the said conduit upon giving thirty (30) days' notice through the proper officers pursuant to resolution or ordinance of Council to the said Boggs & Buhl Company, its successors and assigns, to that effect; and that the said grantee, when so notified, shall at the expiration of the said thirty days, forthwith, remove the said conduit and replace the street to its original condition at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and sub-surface structures therein, by reason of the construction, maintenance and use of the said conduit, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This ordinance shall become null and void unless within thirty (30) days after its passage and approval, the Boggs & Buhl Company shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate of acceptance to be executed by the President and Secretary of the company, with its corporate seal attached.

Section 8. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 9, 1922.

Approved October 11, 1922.

Ordinance Book 33, Page 631.

No. 360

AN ORDINANCE—Ratifying and confirming an Ordinance authorizing and empowering the Board of Trustees of the Carnegie Institute, and their successors, to enter upon, use, occupy and hold certain lands in the City of Pittsburgh, granting and confirming in the Carnegie Institute of Technology, successor to the Board of Trustees of the Carnegie Institute, the right to enter upon, use, occupy and hold said lands, and further defining said right.

Section 1. *Be it ordained and enacted assembled, and it is hereby ordained and enacted by the authority of the same, That by the City of Pittsburgh, in Council*

Whereas, a communication from Mr. Andrew Carnegie, dated November 15, 1900, and addressed to the Mayor of the City of Pittsburgh, was laid before the Councils of the City of Pittsburgh on the 28th day of January, 1901, wherein Mr. Carnegie proposed to erect and endow a school of technology in the City of Pittsburgh, to be administered by the Trustees of the Carnegie Institute, provided the City of Pittsburgh would furnish a site for such school, and the said communication was, by resolution of the said Councils, set out at length upon the minutes of the said Councils; and,

Whereas, the City of Pittsburgh, in compliance with and acceptance of the proposal contained in said communication, by an Ordinance No. 135, dated September 14, 1903, and recorded in Ordinance Book, Volume 15, Page 307, ordained and enacted that the Board of Trustees of the Carnegie Institute and their successors be authorized and empowered to enter upon, use, occupy and hold certain lands and real estate therein described, for the purpose of establishing and maintaining a technological school, and authorizing and empowering them to erect thereon such buildings as they might from time to time find desirable or necessary for that purpose; and,

Whereas, it was provided that said Ordinance should not take effect until said Trustees should file with the City of Pittsburgh a statement or stipulation acceptable to the Mayor and Councils of the said City, setting forth generally the nature and character of the institution that was to use and occupy said premises, and setting forth particularly in what

manner and how the said City of Pittsburgh should have a voice in the management of the said institution; and.

Whereas, the statement or stipulation referred to in said Ordinance was filed with the City of Pittsburgh and accepted by Councils September 14th, 1903, and approved by the Mayor on September 16, 1903, and is recorded in the office of the City Clerk in Ordinance Book, Volume 15, Page 313, under date of September 21, 1903; and.

Whereas, by an Ordinance No. 559 of the City of Pittsburgh, dated December 26, A. D. 1917, and recorded in Ordinance Book, Volume 29, page 218, it was ordained and enacted that the Board of Trustees of the Carnegie Institute and their successors be authorized and empowered to enter upon, use, occupy and hold certain lands and real estate in the said Ordinance particularly described, for the purpose of establishing and maintaining thereon a technological school, and authorizing and empowering said Board of Trustees, their successors, to erect thereon such buildings as they may find desirable or necessary for the purpose aforesaid; and

Whereas, it was provided in the said Ordinance that the same should not take effect until the said Trustees should file with the City of Pittsburgh a statement or stipulation acceptable to the Mayor and Councils of said City, setting forth generally the nature and character of the institution that was to use and occupy said premises, and setting forth particularly in what manner and how the City of Pittsburgh should have a voice in the management of said institution; and,

Whereas, the statement or stipulation referred to in the foregoing Ordinance was filed with the City of Pittsburgh and accepted by Councils on the 26th day of December, 1917, approved by the Mayor on the 3rd day of January, 1918, and was recorded in the Clerk's Office in Ordinance Book, Volume 29, Page 218, on the 7th day of January, 1918; and.

Whereas, the said Board of Trustees of the Carnegie Institute, under date of March 15, 1912, filed in the Court of Common Pleas of Allegheny County, at No. 2319, April Term, 1912, their petition for incorporation, under the name of Carnegie Institute of

Technology of Pittsburgh, Pennsylvania, wherein it is recited that Andrew Carnegie had made certain gifts to them of large sums of money, and in connection therewith created a trust for the benefit of the people of the City of Pittsburgh, for the purpose of establishing and maintaining a technical institute; the terms, conditions and scope of said trust being prescribed, and the manner of selecting or appointing the Trustees being specified, and providing that officers or representatives of the City of Pittsburgh, should be some of the Trustees thereof, and further reciting that the said City of Pittsburgh had provided a suitable site for the said school, under an Ordinance of said City dated September 14, 1903, recorded in Ordinance Book, Vol. 15, Page 307, hereinbefore recited, and further reciting that the said City of Pittsburgh, by resolution duly enacted, had consented to the incorporation of said Trustees, and authorized and directed its representatives among said Trustees to join in the said petition, whereupon, by decree of said Court, dated the 15th day of April, 1912, said Trustees were duly incorporated under the name and style of Carnegie Institute of Technology of Pittsburgh, Pennsylvania; and,

Whereas, since the creation of the said trust by the said Andrew Carnegie and its acceptance by the persons named by him as Trustees and the City of Pittsburgh, and the dedication of the lands and real estate by the City of Pittsburgh for the uses of said trust, the persons charged with the execution of the said trust have established a school of technology upon the lands so dedicated by the City of Pittsburgh, and have erected buildings thereon for the purposes of said school consisting of College of Industries building, Margaret Morrison Carnegie College building, College of Engineering building, College of Fine Arts building, Machinery Hall building, Central building and Annex, Langley Laboratory building, and Gymnasium building at an aggregate cost in excess of \$3,800,000; and have equipped the same at an aggregate cost in excess of \$900,000, and have received and hold as an endowment for the purposes of said trust, the sum of \$7,706,000; and have thereby complied with the conditions imposed by the Ordinances of the City of Pittsburgh above referred to; therefore,

the grant to the Board of Trustees of the Carnegie Institute, and their successors, of the right to enter upon, use, occupy and hold the lands mentioned and described in the Ordinances of the City of Pittsburgh hereinbefore referred to, is confirmed, ratified and approved, and the Carnegie Institute of Technology of the City of Pittsburgh, successor in the administration of the trust hereinbefore recited, is hereby granted the right to hold, use and occupy the lands hereinbefore mentioned so long as the same shall be held, used and occupied for the purposes hereinbefore set forth.

Section 2. Said real estate in the said Ordinances described is hereby set aside by the City of Pittsburgh for building sites for said Technological School, and said Institute shall have power to use such sites for the purpose of establishing and maintaining thereon said schools.

The rights herein granted shall constitute an exclusive and irrevocable right and license to use said land so long as it is used as a site for school or schools of technology.

Section 3. The Carnegie Institute shall agree as a condition of the further rights given under this Ordinance to maintain the proportionate representation of the City of Pittsburgh upon the Board of Trustees as now constituted, so long as the said real estate shall be used for the purpose herein described.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 9, 1922.

Approved October 11, 1922.

Ordinance Book 33, Page 633.

No. 361

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works for an on behalf of the City of Pittsburgh to enter into a contract with The Pennsylvania Railroad Company and the Pittsburgh, Cincinnati, Chicago and St. Louis Railroad Company, for the purpose of relocating

the street lines of Brownsville avenue from the intersection of the north line of Brownsville avenue with the south line of Carson street East eastwardly a distance of about two-hundred ninety-four and nineteen hundredths (294.19) feet, measured on the relocated north line of Brownsville avenue, and for relocating the abutments, columns and foundations for same, supporting the bridges carrying the tracks of the said railroad Companies across Brownsville avenue and Carson street East, at and near the intersection of said Carson street East and said Brownsville avenue and for the acquisition of property for the relocated portion of Brownsville avenue and the vacating of that certain part of Brownsville avenue lying between the present northerly line of Brownsville avenue and the northerly line of same as relocated.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works be and they are hereby authorized to make, execute and deliver in the name of and on behalf of the City of Pittsburgh, a contract with the Pennsylvania Railroad Company, in the following language, to-wit:

ARTICLES OF AGREEMENT

This agreement, made this day of, A. D. 1922, between the City of Pittsburgh, in Allegheny County, State of Pennsylvania, hereinafter called the "The City", party of the first part, and the Pennsylvania Railroad Company, and the Pittsburgh, Cincinnati, Chicago and St. Louis Railroad Company, hereinafter called "The Railroad Companies," parties of the second part.

WITNESSETH

Whereas, the Railroad Companies own and operate certain tracks over and across Carson street East, and Brownsville avenue, the tracks being carried on steel bridges resting on masonry and steel supports, some of which supports are located within the street lines as now established, and

Whereas, the City now deems it necessary to improve Brownsville avenue and Carson street East by widening the roadways and removing the present supports for the said bridges from within the roadways of said streets as established by ordi-

name in order to obtain the full use of said roadways, and has enacted certain ordinances fixing the width of said roadways, and

Whereas, the work of removing said supports, coming within the roadways as widened, will seriously interfere with the operation of the trains of The Railroad Companies over the bridges crossing Brownsville avenue and Carson street East, and

Whereas, the lines of Brownsville avenue as now located can be changed, from the intersection of the north line of Brownsville avenue with the south line of Carson street East eastwardly for a distance of about two hundred ninety-four and nineteen-hundredths (294.19) feet, measured on the relocated north line of Brownsville avenue, so that the changes required to be made in the Railroad Companies' bridges with the consequent interference with traffic of The Railroad Companies will be lessened.

Therefore, it is mutually agreed between the parties hereto as follows:

First: The City agrees to relocate the lines of Brownsville avenue as follows:

The following described survey line shall be used as a basis for fixing the position of the street lines of Brownsville avenue.

Beginning at a point on the northerly five foot survey line of Carson street East, distant north $54^{\circ} 29' 20''$ west one hundred sixty-two and one-hundredth (162.01) feet from the monument on the said northerly five foot survey line at the first angle west of South First street, said point of beginning being known as Station 0 + 00, and point "A", thence south $36^{\circ} 24'$ east two hundred fifty-eight and two-tenths (258.2) feet to a point known as Station 2 + 58.20 and point "B"; thence south $53^{\circ} 09'$ east two hundred sixty-five and sixteen hundredths (265.16) feet to a point known as Station 5 + 23.36 and point "C". Said point "C" being the point of intersection of the line between points "B" and "C" with the northerly eight (8') foot curb line of Brownsville avenue as now established.

The northerly line of Brownsville avenue shall be located as follows:

Commencing at the point of intersection of a line parallel to and at a perpendicular distance of eight

(8') feet northwardly from the line "A"—"B" with the present southerly line of Carson street East; thence parallel to the line "A"—"B" south $36^{\circ} 24'$ east, eighty and eight hundredths (80.08) feet to an angle point; thence parallel to and at a perpendicular distance of ten (10') feet northwardly from the line "B"—"C" south $53^{\circ} 09'$ east, ten (10') feet to a point; thence parallel to and at a perpendicular distance of ten and five-tenths (10.5) feet northwardly from the line "B"—"C" south $53^{\circ} 09'$ east, sixty-seven (67) feet to a point; thence parallel to and at a perpendicular distance of ten (10) feet northwardly from the line "B"—"C", south $53^{\circ} 09'$ east, one hundred thirty-seven and eleven hundredths (137.11) feet to a point of intersection with the present northerly line of Brownsville avenue.

The southerly line of Brownsville avenue shall be located as follows:

Commencing at the point of intersection of the present southerly line of Brownsville avenue between Carson street East and the first angle south-eastwardly therefrom, and a line forty-two (42) feet southwardly from and parallel to the described survey line "A"—"B" and "B"—"C" to the point of intersection with the present southerly line of Brownsville avenue.

The northerly curb line of Brownsville avenue shall coincide with the described survey line from the southerly curb line of Carson street East to Station 5 + 23.36 at the present northerly curb line of Brownsville avenue.

The southerly curb line of Brownsville avenue from Carson street East to a point on the present southerly curb line opposite Station 5 + 23.36 on the described survey line shall be parallel to and at a perpendicular distance of thirty-six (36) feet southwardly from the described survey line.

Second—The City agrees to do the following:

(a) To vacate that portion of Brownsville avenue located between the present northerly line of Brownsville avenue and the northerly line of Brownsville avenue as relocated. The portion of the street thus vacated shall become the property of the Railroad Companies.

(b) To appropriate and dedicate for street purposes that parcel of ground located between the present southerly line of Brownsville avenue and the southerly line of Brownsville avenue as relocated.

Third— The City hereby grants to the Railroad Companies the right to reconstruct, to maintain, renew and use the bridges carrying their tracks across Carson street East and across Brownsville avenue, and to relocate, maintain and renew within the street lines certain supports for the said bridges, as follows:

(a) A steel bent on the northerly curb line of Carson street East, the center of which is about eighty-nine (89) feet westerly of the present westerly line of South First street.

(b) A steel bent on the southerly curb line of Carson street East, the center of which will be about twenty-eight (28) feet east of the intersection of the southerly line of Carson street and the proposed northerly line of Brownsville avenue.

(c) A steel column on the southerly curb line of Carson street East, about three (3) feet easterly of the intersection of the southerly line of Carson street East, and the proposed northerly line of Brownsville avenue.

(d) A steel column on the northerly curb line of Brownsville avenue, as relocated, located about one hundred eleven (111) feet easterly of the intersection of the southerly line of Carson street East, and the northerly line of Brownsville avenue as relocated.

Fourth— The City hereby grants to the Railroad Companies the right to construct, maintain and renew foundations for their retaining walls, column supports and bridge abutments in and under the surface of Carson street East and Brownsville avenue, in accordance with the approval of the Director of the Department of Public Works.

Fifth—The Railroad Companies agree to do the following:

(a) To remove from the roadways of Brownsville avenue and Carson street East their bridge piers or supports now located between the curb lines of said streets and to relocate them back of the curb line of Carson street East, as indicated on Exhibit "A" herein referred to.

(b) To provide not less than the following clearances over the roadway of Carson street East and Brownsville avenue under its bridges now constructed or to be reconstructed crossing the said streets.

In Carson street East fourteen and six tenths (14.6) feet between the lowest point of the bridge and the top of the roadway under the same.

In Brownsville avenue fourteen and five-tenths (14.5) feet above the top of the pavement measured at the center of the proposed roadway and thirteen and eight tenths (13.8) feet above the top of the proposed north curb. The distances specified are between the lowest point of the bridge and the proposed street grade immediately under the same, the proposed north curb grade being as follows, based on City of Pittsburgh datum.

Beginning at the intersection of the southerly curb line of Carson street East and the proposed northerly curb line of Brownsville avenue at an elevation of forty-four and five hundredths (44.05) feet; thence rising at the rate of two (2%) percent for a distance of thirty-eight and thirty-two hundredths (38.32) feet to a point of curve to an elevation of forty-four and eighty-one hundredths (44.81) feet; thence by a concave parabolic curve for a distance of fifty (50) feet to a point of tangent to an elevation of forty-seven and sixty-two hundredths (47.62) feet; thence rising at the rate of nine and twenty-two hundredths (9.22), percent.

(c) To provide not less than seven (7) feet clearance under the cross girders in the two steel bents to be located at and near the intersection of the southerly line of Carson street East and the northerly line of Brownsville avenue.

(d) To provide and maintain a water-tight covering over the sidewalk on the southerly side of Carson street East and on the northerly side of Brownsville avenue from the point of intersection of said southerly line of Carson street East and the northerly line of Brownsville avenue eastwardly for a distance of about thirty (30) feet.

(e) To remove from the relocated street its retaining wall now encroaching on the northerly side of Brownsville avenue, between a point about one hundred fifty-six (156) feet

east of the intersection of the southerly line of Carson Street East and the northerly line of Brownsville Avenue to a point about one hundred sixty-five (165) feet eastwardly thereof.

Sixth—The City of Pittsburgh shall appropriate for street purposes the property required for relocating Brownsville Avenue, as described in paragraph one. The cost of acquiring said property, together with property damages due to the relocation of the street, shall be paid for by the Railroad Companies, as part of the cost of altering the bridges of The Railroad Companies.

In addition to the payment of the cost of the property appropriated for street purposes and the damage due to relocating Brownsville Avenue, any additional cost to the City due to the relocation of Brownsville Avenue over the cost of the widening of the roadway as now established shall be assumed and paid by The Railroad Companies.

The said amounts to be paid by the Railroad Companies shall be due and payable within sixty (60) days after said costs have been definitely ascertained and statements thereof rendered.

Seventh—The City, subject to the approval of The Railroad Companies, shall have charge of the disposition of all claims for damages due to the relocating of the lines of Brownsville Avenue and shall not compromise or settle such claims for damages without the consent in writing first being obtained from The Railroad Companies, and said Railroad Companies shall have the right to appear by counsel in all suits in connection therewith, and the City shall have the right to call upon The Railroad Companies to appear by Counsel and defend such suits.

Eighth—All of the work to be done, as herein provided for by The City and by The Railroad Companies, shall be done in conformity with the general plan marked Exhibit "A", number 20071-A, dated August 24th, 1922, scale 1" = 20' and further identified by the signatures of the Director of the Department of Public Works of the City of Pittsburgh and of the Assistant Chief Engineer of the Pennsylvania Railroad Company, copies of said plans having been filed in the offices of said City and said Railroad.

The plans and specifications for all work to be done by The Railroad Companies on, along or over any of the City streets affected by the work under this agreement, shall be subject to the approval of the Director of the Department of Public Works of the City.

Ninth—It is understood and agreed that neither the purpose nor intent nor the obligations of this contract, if and when approved by the Public Service Commission of the Commonwealth of Pennsylvania, is such as to impair or in any wise affect the exercise by said Commission of any of the powers vested in it by the Public Service Company Law, approved July 26th, 1913.

In Witness Whereof, the parties hereto have caused this agreement to be executed in duplicate the date and year hereinbefore written.

THE PENNSYLVANIA RAILROAD
COMPANY

BY
Vice President

ATTEST:
Secretary

THE PITTSBURGH, CINCINNATI,
CHICAGO & ST. LOUIS R. R. CO.

BY
Vice President

ATTEST:
Secretary

CITY OF PITTSBURGH

BY
Mayor

Director of the Department of
Public Works

Seal of the City

Approved as to form

City Solicitor

Countersigned

City Controller

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 9, 1922.

Approved October 11, 1922.

Ordinance Book 33, Page 636.

No. 362

AN ORDINANCE—Vacating Everett street and Hogans way, in the 28th Ward of the City of Pittsburgh, from Railroad street to the westerly line of the first unnamed 15.0 foot way west of Windgap avenue, as laid out in S. A. Duff's Plan of Lots and recorded in Recorder's Office of Allegheny County in Plan Book, Volume 16, Page 97 and also Railroad street, from Everett street to Youghiogheny avenue as located by a deed of record in the Recorder's Office of Allegheny County in Deed Book, Volume 1168, Page 1.

Whereas it appears by the petitions and affidavits on file on the office of the City Clerk that the owners of all the property fronting or abutting upon Everett street and Hogans way, from Railroad street to the westerly line of the first unnamed 15.0 foot way west of Windgap avenue as laid out in the said S. A. Duff's Plan of Lots, and also Railroad street, from Everett street to Youghiogheny avenue as located by a deed on record in the Recorder's office of Allegheny County in Deed Book, Volume 1168, Page 1, have petitioned the Council of the City of Pittsburgh to enact an Ordinance for the vacation of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Everett street and Hogans way in the 28th Ward of the City of Pittsburgh, from Railroad street to the westerly line of the first unnamed 15.0 foot way west of Windgap avenue as laid out in S. A. Duff's Plan of Lots and recorded in the Recorder's Office of Allegheny County in Plan Book, Volume 16, Page 97, and also Railroad street, from Everett street to Youghiogheny avenue as located by a deed of record in the Recorder's Office of Allegheny County in Deed Book, Volume 1168, Page 1 shall be and the same are hereby vacated.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 16, 1922.

Approved October 18, 1922.

Ordinance Book 33, Page 641.

No. 363

AN ORDINANCE—Approving the "Marshall Fields Plan of Lots", in the 26th Ward of the City of Pittsburgh, laid out by Albert W. Mendel, accepting the dedication of Forest Hill road, Glenridge way, Harrow way, Milroy way, Mt. Airy road, Newland way and Norwood avenue as shown thereon for public use for highway purposes, opening and naming the same, fixing the width and position of the sidewalks and roadways on Forest Hill road, Mt. Airy road and Norwood avenue and establishing the grade on Forest Hill road, Glenridge way, Harrow way, Mt. Airy road, Newland way and Norwood avenue.

Whereas, Albert W. Mendel, owner of certain property in the 26th Ward of the City of Pittsburgh, laid out in a plan of lots called "Marshall Fields Plan of Lots" has located certain streets, ways and roads thereon and executed a deed of dedication on said plan of all the ground covered by said streets, ways and roads to the City for public use for highway purposes and has released the said City from any liabilities for damages for or by reason of the physical grading of the said public highways to the grades herein-after established, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Marshall Fields Plan of Lots, situated in the 26th Ward of the City of Pittsburgh, laid out by Albert W. Mendel, September 28, 1922 be and the same is hereby approved and Forest Hill road, Glenridge way, Harrow way, Milroy way, Mt. Airy road, Newland way and Norwood avenue as located and dedicated in said plan are hereby accepted.

Section 2. The streets, ways and roads as aforesaid dedicated to the said City for public use for highway purposes shall be and the same are hereby appropriated and opened as public highways and named Forest Hill road, Glenridge way, Harrow way, Milroy way, Mt. Airy road, Newland way and Norwood avenue.

Section 3. The width and position of the sidewalks and roadways of Forest Hill road, Mt. Airy road and Norwood avenue laid out and dedicated in the said "Marshall Fields Plan

of lots" are hereby fixed as described in ordinance No. 327 approved September 27, 1922 and recorded in Ordinance Book, Volume 33, Page 589.

Section 4. The grades of the aforesaid Forest Hill road, Glenridge way, Harrow way, Mt. Airy road, Newland way and Norwood avenue laid out and dedicated in the said "Marshall Fields Plan of Lots" are hereby established as described in the aforesaid ordinance No. 327.

Section 5. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 16, 1922.

Approved October 18, 1922.

Ordinance Book 33, Page 642.

No. 364

AN ORDINANCE — Authorizing the Western Pennsylvania Division of the National Safety Council to erect a temporary monument in Schenley Park in memory of the children killed by accidents during the year 1921, subject to the approval of the Director of the Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Western Pennsylvania Division of the National Safety Council be and it is hereby authorized to erect a temporary monument in Schenley Park in memory of the 283 children who lost their lives in accidents in Pittsburgh District in 1921.

Section 2. The design and location of the monument and its final removal shall be subject to the approval and control of the Director of the Department of Public Works.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 16, 1922.

Approved October 18, 1922.

Ordinance Book 33, Page 643.

No. 365

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway of Bascom street, from Perrysville avenue to the City Line, providing for slopes, parking, construction of retaining walls, steps, etc., on the remaining portion of the street lying without the lines of the sidewalks and roadway.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the width and position of the sidewalks and roadway of Bascom street, from Perrysville avenue to the City line shall be and the same are hereby fixed as follows, to-wit:

The southerly sidewalk shall have a uniform width of 11.0 feet and shall lie along and be parallel to the southerly line of the street.

The roadway shall have a uniform width of 27.0 feet and shall lie along and be parallel to the southerly sidewalk as above described.

The northerly sidewalk shall have a uniform width of 8.0 feet and shall lie along and be parallel to the roadway as above described.

The remaining portion of the street lying without the lines of the sidewalks and roadway as above described shall be used for slopes, parking, construction of retaining walls, steps, etc.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 16, 1922.

Approved October 18, 1922.

Ordinance Book 33, Page 643.

No. 366

AN ORDINANCE—Appropriating and setting aside from the proceeds of "Street Improvement Bonds", Bond Fund Appropriation No. 194, an additional sum of Two Thousand (\$2,000.00) Dollars, for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials, and

Miscellaneous Services in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds received from the sale of "Street Improvement Bonds," Bond Fund Appropriation No. 194, an additional sum of Two Thousand (\$2,000.00) Dollars, for the purpose of paying the engineering expenses, including salaries, wages, supplies, materials and miscellaneous services required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said Appropriation shall be known as "Bond Fund Appropriation No. 194-A, Engineering Expenses, Salaries, Wages, Supplies, Materials and Miscellaneous Services."

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 16, 1922.

Approved October 18, 1922.

Ordinance Book 33, Page 644.

No. 367

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Aloe street, from a point about 100 feet northwest of Gross street, to the existing sewer on Gross street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on Aloe street, from a point about 100 feet northwest of Gross street to the existing sewer on Gross street, commencing on Aloe street at a point about 100 feet northwest of Gross street, thence southeastwardly along

Aloe street to the existing sewer on Gross street. Said sewer to be terra cotta pipe and twelve (12) inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Seven Hundred (\$700.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 16, 1922.

Ordinance Book 33, Page 645.

Approved October 18, 1922.

No. 368

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Calvin street and Forty-fifth street, from a point about 130 feet east of Forty-fifth street, to the existing sewer crossing Forty-fifth street at Colton street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on Calvin street and Forty-fifth street, from a point about 130 feet east of Forty-

fifth street, to the existing sewer crossing Forty-fifth street at Coltor street. Commencing on Calvin street at a point about 130 feet east of Forty-fifth street; thence westwardly along Calvin street to Forty-fifth street, thence northwardly along Forty-fifth street to the existing sewer crossing Forty-fifth street at Coltor street. Said sewer to be terra cotta pipe and 15 inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Two Thousand Eight Hundred (\$2,800.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance, with especial reference to Ordinance No. 246, approved July 21st, 1922.

Passed October 16, 1922.

Approved October 18, 1922.

Ordinance Book 33, Page 645.

No. 369

AN ORDINANCE — Authorizing and directing the construction of a public sewer on the north sidewalk of De Foe street, from a point about 120 feet east of Hemphill street to the existing sewer on the north sidewalk of De Foe street east of Hemphill

street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on the north sidewalk of De Foe street, from a point about 120 feet east of Hemphill street to the existing sewer on the north sidewalk of De Foe street east of Hemphill street. Commencing on the north sidewalk of De Foe at a point about 120 feet east of Hemphill street, thence eastwardly along De Foe street to the existing sewer on the north sidewalk of De Foe street east of Hemphill street. Said sewer to be terra cotta pipe and fifteen (15) inches in diameter, with nine (9) inch lateral sewers extending from the main sewer to points one (1) foot inside the south curb line.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of One Thousand Eight Hundred (\$1,800.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 16, 1922.

Approved October 18, 1922.

Ordinance Book 33, Page 646.

No. 370

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise, for proposals and to award a contract or contracts for the construction of a branch sewer in the Saw Mill Run Drainage Basin extending on the private properties of Mary Walters, Harry W. Lehner, across Dane street, the private property of the Pittsburgh Coal Company and Edgebrook avenue, from a point on the private property of Mary Walters, near the City Line south of Tarragonna street, to Saw Mill Run, describing the same, and authorizing the setting aside of the sum of Seven Thousand (\$7,000.00) Dollars from the proceeds of Saw Mill Run Sewer Bonds, Bond Fund Appropriation No. 214, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a branch sewer in the Saw Mill Run Drainage Basin, as hereinafter described, to-wit:

Commencing on the private property of Mary Walters at a point near the City Line south of Tarragonna street, thence westwardly on, over, across and through the private property of Mary Walters, to the private property of Harry W. Lehner, thence continuing westwardly on, over, across and through the private property of Harry W. Lehner to Dane street, thence continuing westwardly across Dane street, to the private property of the Pittsburgh Coal Company, thence continuing westwardly on, over, across and through the private property of the Pittsburgh Coal Company to Edgebrook avenue, thence continuing westwardly along Edgebrook avenue, to Saw Mill Run. Said sewer to be terra cotta pipe and eighteen (18) inches in diameter and to be constructed in accordance with Plan Accession No. D-3228 on file in the Bureau of Engineering, Department of Public Works.

The contract or contracts therefor to be awarded for a sum not to ex-

ceed Seven Thousand (\$7,000.00) Dollars, and the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into a contract or contracts with the successful bidder or bidders for the performance of the work, in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof, the sum of seven thousand (\$7,000.00) Dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds of Saw Mill Run Sewer Bonds, Bond Fund Appropriation No. 214, and the Mayor and the City Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said funds in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 16, 1922.

Approved October 18, 1922.

Ordinance Book 33, Page 647.

No. 371

AN ORDINANCE—Amending Section 2 of Ordinance No. 254, entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for repaving of Smithfield street, from Water street to Liberty avenue, and providing for the payment of the cost thereof," approved July 28, 1922, as amended by Ordinance No. 328, approved September 27, 1922, entitled, "An Ordinance amending Section 2 of Ordinance No. 254, entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving of Smithfield street, from Water street to Liberty avenue, and providing for the payment of the cost thereof," approved July 28, 1922."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That

Section 2 of Ordinance No. 254, entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for repaving of Smithfield street, from Water street to Liberty avenue, and providing for the payment of the cost thereof," approved July 28, 1922, and as amended by Ordinance No. 328, approved September 27, 1922, entitled, "An Ordinance amending Section 2 of Ordinance No. 254, entitled, 'An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for repaving of Smithfield street, from Water street to Liberty avenue, and providing for the payment of the cost thereof', approved July 28, 1922," which reads, "Section 2. That for the payment of the cost thereof, the sum of Thirty-two Thousand (\$32,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Street Improvement Bonds, Bond Fund Appropriation No. 194, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund in payment for the cost of said work", be amended to read, "Section 2. That for the payment of the cost thereof, the sum of Twenty Thousand (\$20,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Street Improvement Bonds, Bond Fund Appropriation No. 194, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund in payment for the cost of said work."

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 16, 1922.

Approved October 18, 1922.

Ordinance Book 33, Page 648.

No. 372

AN ORDINANCE—Opening Manchester avenue in the 22nd Ward of the City of Pittsburgh, from Allegheny

avenue to Sturgeon street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Manchester avenue, in the 22nd Ward of the City of Pittsburgh, from Allegheny avenue to Sturgeon street shall be and the same is hereby opened to a variable width by taking for public use for highway purposes all of the following described property, to-wit:

Beginning at the intersection of the easterly line of Allegheny avenue and the southerly line of Ridge avenue; thence extending north 68° 09' east along the southerly line of Ridge avenue for a distance of 55.61 feet to a point; thence extending south 22° 10' 10" east for a distance of 36.32 feet to a point; thence extending south 46° 07' east for a distance of 167.60 feet to a point of curve; thence deflecting to the left by the arc of a circle with a radius of 500.0 feet for a distance of 79.0 feet+ to the southerly line of property now or late of S. G. Ricketson; thence north 68° 09' east along the said property line for a distance of 39.0 feet+ to the westerly line of Sturgeon street; thence south 22° 12' 10" east along the westerly line of Sturgeon street for a distance of 157.0 feet+ to a point; thence extending in a northwesterly direction by the arc of a circle deflecting to the right having a radius of 574.0 feet and a central angle of 24° 59' 30" for a distance of 250.37 feet to a point of tangent; thence by the tangent to said arc north 46° 07' west for a distance of 25.81 feet to the northerly line of property now or late of Anthony and Leonora Wise; thence south 68° 09' west along the said last mentioned property line for a distance of 45.53 feet to the easterly line of Allegheny avenue; thence north 22° 10' 10" west along the easterly line of Allegheny avenue for a distance of 196.0 feet to the place of beginning.

Section 2. The Director of the Department of Public Works is hereby authorized and directed to cause said Manchester avenue in the 22nd Ward of the City of Pittsburgh, from Allegheny avenue to Sturgeon street to be opened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The costs, damages and expenses caused thereby and the bene-

fits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 16, 1922.

Approved October 20, 1922.

Ordinance Book 33, Page 650.

No. 373

AN ORDINANCE—Widening Pollmey street, in the 22nd Ward of the City of Pittsburgh, from Galveston avenue to Sturgeon street, providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby, and changing the name of a portion thereof to "Manchester avenue."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Pollmey street, in the 22nd Ward of the City of Pittsburgh, from Galveston avenue to Sturgeon street, shall be and the same is hereby widened to a variable width by taking for public use for highway purposes all of the following described property, to-wit:

Beginning at the intersection of the present westerly line of Galveston avenue and the present northerly line of Pollmey street; thence extending south 76° 21' 40" west along the present northerly line of Pollmey street for a distance of 403.55 feet to the easterly line of Sturgeon street; thence north 22° 12' 10" west along the easterly line of Sturgeon street for a distance of 163.23 feet to a point; thence in easterly direction by the arc of a circle deflecting to the left having a radius of 500.0 feet and a central angle of 17° 44' 25" for a distance of 154.81 feet to a point of tangent; thence by the tangent to said arc south 85° 57' east for a distance of 304.32 feet to the place of beginning.

Section 2. The Director of the Department of Public Works is hereby

authorized and directed to cause said Pollmey street, in the 22nd Ward of the City of Pittsburgh, from Galveston avenue to Sturgeon street, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The cost, damages and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from the properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. The name of the following described portion of Pollmey street, from Galveston avenue to Sturgeon street shall be changed to "Manchester avenue", to-wit:

Beginning at the intersection of the present westerly line of Galveston avenue and the present southerly line of Pollmey street; thence extending south 76° 21' 40" west along the present southerly line of Pollmey street for a distance of 208.57 feet to a point; thence north 13° 38' 20" west for a distance of 16.77 feet to a point; thence north 85° 57' west for a distance of 43.56 feet to the present northerly line of Pollmey street; thence south 76° 21' 40" west along the present northerly line of Pollmey street for a distance of 160.01 feet to the easterly line of Sturgeon street; thence north 22° 12' 10" west along the easterly line of Sturgeon street for a distance of 163.23 feet to a point; thence in an easterly direction by the arc of a circle deflecting to the left having a radius of 500.0 feet and a central angle of 17° 44' 25" for a distance of 154.81 feet to a point of tangent; thence by the tangent to said arc south 85° 57' east for a distance of 304.32 feet to the present westerly line of Galveston avenue; thence south 22° 15' east along the present westerly line of Galveston avenue for a distance of 30.34 feet to the place of beginning.

Section 5. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 16, 1922.

Approved October 20, 1922.

Ordinance Book 33, Page 651.

No. 374

AN ORDINANCE—Widening Galveston avenue, in the 22nd Ward of the City of Pittsburgh, from South avenue to Pollmey street, providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby and changing the name thereof to "Manchester avenue."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Galveston avenue, in the 22nd Ward of the City of Pittsburgh, from South avenue to Stroble street shall be and the same is hereby widened to a uniform width of 80.0 feet and from stroble street to Pollmey street shall be widened to a variable width by taking for public use for highway purposes all of the following described property, to-wit:

FIRST: Beginning at the intersection of the northerly line of South avenue and the present westerly line of Galveston avenue; thence extending south 75° 47' 50" west along the northerly line of South avenue for a distance of 35.35 feet to a point; thence extending north 22° 15' west parallel to and at a perpendicular distance of 80.0 feet west of the easterly line of Galveston avenue for a distance of 165.17 feet to a point on the southerly line of Stroble street; thence extending north 76° 36' 40" east along the southerly line of Stroble street for a distance of 35.42 feet to the present westerly line of Galveston avenue; thence extending south 22° 15' east along the present westerly line of Galveston avenue for a distance of 164.66 feet to the place of beginning.

SECOND: Beginning at the intersection of the northerly line of Stroble street and the present westerly line of Galveston avenue; thence extending south 76° 36' 40" west along the northerly line of Stroble street for a distance of 38.57 feet to a point on the line dividing the properties now or late of Nancy Heck and Harriet Edger; thence extending north 22° 21' 45" west along the line dividing said properties for a distance of 100.03 feet to the southerly line of Reedsdale street; thence extending north 76° 36' 40" east along the southerly line of Reedsdale street for a distance of

38.72 feet to the present westerly line of Galveston avenue; thence extending south 22° 15' east along the present westerly line of Galveston avenue for a distance of 100.0 feet to the place of beginning.

THIRD: Beginning at the intersection of the northerly line of Reedsdale street and the present westerly line of Galveston avenue; thence extending south 76° 36' 40" west along the northerly line of Reedsdale street for a distance of 63.54 feet to a point on the line dividing the properties now or late of Arthur J. Hall and Anna C. E. Sipe; thence extending north 13° 23' 20" west along the line dividing said properties for a distance of 49.30 feet to a point; thence extending in a westerly direction by the arc of a circle (the chord of which is north 69° 55' 30" west 97.18 feet) with a radius of 176.01 feet and a central angle of 32° 03' for a distance of 98.46 feet to a point of tangent; thence extending by the tangent to said curve north 85° 57' west for a distance of 28.16 feet to the southerly line of Pollmey street; thence extending north 76° 21' 40" east along the southerly line of Pollmey street for a distance of 154.01 feet to the present westerly line of Galveston avenue; thence extending south 22° 15' east along the westerly line of Galveston avenue for a distance of 113.35 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Galveston avenue, in the 22nd Ward of the City of Pittsburgh, from South avenue to Pollmey street to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The cost, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. The name of Galveston avenue, from South avenue to Pollmey street is hereby changed to "Manchester avenue."

Section 5. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 16, 1922.

Approved October 20, 1922.

Ordinance Book 33, Page 652.

No. 375

AN ORDINANCE — Authorizing and directing the construction of public sewers on Trelona way, from a point about 70 feet southeast of Pioneer avenue, to the existing sewer on Stebbins avenue, and from a point about 15 feet southeast of Stebbins avenue to the existing sewer on Queensboro avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That public sewers be constructed on Trelona way, from a point about 70 feet southeast of Pioneer avenue, to the existing sewer on Stebbins avenue, and from a point about 15 feet southeast of Stebbins avenue, to the existing sewer on Queensboro avenue. Commencing on Trelona way at a point about 70 feet southeast of Pioneer avenue, thence southeastwardly along Trelona way to the existing sewer on Stebbins avenue. Also commencing on Trelona way at a point about 15 feet southeast of Stebbins avenue, thence southeastwardly along Trelona way to the existing sewer on Queensboro avenue. Said sewers to be terra cotta pipe and fifteen (15) inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of

Thirteen thousand (\$13,000.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1922.

Approved October 25, 1922.

Ordinance Book 33, Page 652.

No. 376

AN ORDINANCE — Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of One Hundred and Ninety-two Thousand (\$192,000.00) dollars and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering expenses) of improving existing streets of said City forming parts of, and connecting with, approaches to the Sixteenth Street Bridge, including as may be required in the case of each street, establishing and changing grades, grading and regrading, curbing and recurbings, relaying sidewalks and laying and relaying sewers, drains and water lines, constructing and reconstructing retaining walls and street foundations and surfaces, and providing for the redemption of said bonds and the payment of interest thereon.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the indebtedness of the City of Pittsburgh be increased by the amount of One hundred and Ninety-two thousand dollars (\$192,000.00) to provide funds for the cost, damages and expense (including engineering expenses) of improving existing streets of said City forming parts of, and connecting with, approaches to the Sixteenth Street Bridge including as may be required in

the case of each street, establishing and changing grades, grading and re-grading, curbing and recurbing, relaying sidewalks and laying and relaying sewers, drains and water lines, constructing and reconstructing retaining walls and street foundations and surfaces.

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of One hundred ninety-two thousand dollars (\$192,000.00) be issued for the purposes aforesaid. Said bonds shall be in denominations of One hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of September, 1922; and shall be payable in thirty (30) equal annual installments of Six thousand and four hundred dollars (\$6,400.00) each one of which shall mature on the first day of September in each of the years 1923 to 1952, inclusive. Said bonds shall bear interest at the rate of four and one-quarter per centum (4¼%) per annum, payable semi-annually on the first days of March and September in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of One hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds with all coupons not yet due at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer, and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh, and the coupons at-

tached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any of such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as

SIXTEENTH STREET BRIDGE APPROACH BOND, 1922.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1923, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum (3⅓%) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights, privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.

UNITED STATES OF AMERICA

\$ \$

COMMONWEALTH OF
PENNSYLVANIA

CITY OF PITTSBURGH

SIXTEENTH STREET BRIDGE
APPROACH BOND, 1922.

KNOW ALL MEN BY THESE PRESENTS, That the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to the bearer in the sum of Dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of September, A. D. 19....., with interest thereon from the date hereof at the rate of four and one-quarter per centum (4¼%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of One hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to One hundred ninety-two thousand dollars (\$192,000.00) issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of in-

creasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of One hundred ninety-two thousand dollars (\$192,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering expenses) of improving existing streets of said City forming parts of, and connecting with, approaches to the Sixteenth Street Bridge, including as may be required in the case of each street, establishing and changing grades, grading and regrading, curbing and recurbing, relaying sidewalks and laying and relaying sewers, drains and water lines, constructing and reconstructing retaining walls and street foundations and surfaces; and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof, on 1922, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of the indebtedness of the City of Pittsburgh, created without the consent of the electors thereof, including the entire issue of the above mentioned bonds, aggregating One Hundred Ninety-two Thousand Dollars (\$192,000.00), of which this is one, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; that the entire indebtedness of the City of Pittsburgh, including

the entire issue of the above mentioned bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of September, 1922.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By _____

Mayor.

Countersigned:

City Controller.

(Form of Coupon)

On this first day of _____, 19____, the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City _____ Dollars. (\$_____), lawful money of the United States of America, for six months' interest on its

SIXTEENTH STREET BRIDGE
APPROACH BONDS, 1922.

dated as of September 1, 1922, numbered _____

City Controller.

The registered bonds issued in pursuance of this Ordinance shall be in substantially the following form:

No. _____ No. _____

UNITED STATES OF AMERICA

\$_____ \$_____

COMMONWEALTH OF
PENNSYLVANIA

CITY OF PITTSBURGH

SIXTEENTH STREET BRIDGE
APPROACH BOND, 1922.

Know all men by these presents, That the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Com-

monwealth of Pennsylvania, is indebted to _____ in the sum of _____ Dollars (\$_____), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said _____

_____ legal representatives or assigns, at the office of the City Treasurer of said City on the first day of September, A. D. 19____ with interest thereon at the rate of four and one-quarter per centum (4¼) per annum, payable on the first days of March and September of each year without any deduction for taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to One Hundred Ninety-two Thousand Dollars (\$192,000.00) issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of One Hundred and Ninety-two Thousand Dollars (\$192,000.00) and providing for the issue and sale of bonds of said City in said amount to provide funds for the cost, damages and expense (including engineering

expenses) of improving existing streets of said City forming parts of, and connecting with, approaches to the Sixteenth Street Bridge, including as may be required in the case of each street, establishing and changing grades, grading and regrading, curbing and recurbing, relaying sidewalks and laying and relaying sewers, drains and water lines, constructing and reconstructing retaining walls and street foundations and surfaces, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on....., 1922, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of the indebtedness of the City of Pittsburgh created without the consent of the electors thereof, including the entire issue of the above mentioned bonds, aggregating One Hundred Ninety-two Thousand Dollars (\$192,000.00), of which this is one, is less than two per centum (2%) of the last preceding assessed valuation of the taxable property therein; that the entire indebtedness of the City of Pittsburgh, including the entire issue of the above mentioned bonds, of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation

of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of September, 1922.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH,

By
Mayor.

Countersigned:

.....
City Controller.

Registered this day of
....., A. D.
19, at the office of the City
Treasurer of the City of Pittsburgh,
Pennsylvania.

.....
Registrar.

Section 7. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1922.

Approved October 25, 1922.

Ordinance Book 34, Page 1.

No. 377

AN ORDINANCE — Authorizing and directing the Grading, Paving, and Curbing of Milligan street, from Lelia street to the southerly terminus distant 43.83 feet north of Arion street, including the extension of a sewer for the drainage thereof, over, across and through private property of Frederick Rodgers et ux, from the southerly terminus thereof to the existing sewer on Arion street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Milligan street, between Lelia street and the southerly terminus distant 43.83 feet North of Arion street have petitioned the Council of the City of Pittsburgh to enact an ordinance for the grading, paving, and curbing of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Milligan street, from Lelia street to the southerly terminus distant 43.83 ft. North of Arion street, be graded, paved and curbed, and that a sewer for the drainage thereof be extended over, across and through the private property of Frederick Rodgers et ux, from the southerly terminus of Milligan street to the existing sewer on Arion street; said sewer to be constructed in conformity with Plan Account No. D-3230, on file in the Bureau of Engineering.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinance of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street, and for the construction of said sewer for the drainage thereof between said points, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Eleven Thousand (\$11,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1922.

Approved October 25, 1922.

Ordinance Book 34, Page 6.

No. 378

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Kelvin street, from Mutual street to Chartiers avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Kelvin street, between Mutual street and Chartiers avenue, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Kelvin street, from Mutual street to Chartiers avenue, be graded, paved and curbed.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Sixteen Thousand (\$16,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1922.

Approved October 25, 1922.

Ordinance Book 34, Page 7.

No. 379

AN ORDINANCE—Providing for the letting of a contract for the purchase of one (1) steam boiler for the Asphalt Plant.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized to advertise for proposals and to award a contract or contracts to the lowest*

responsible bidder or bidders for the furnishing of one (1) steam boiler for a sum not to exceed the sum of sixteen hundred (\$1,600.00) Dollars, in accordance with the Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the different supplements and amendments thereto and the ordinances of Council in such cases made and provided, same to be chargeable to and payable from code account F-Equipment, 1658.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1922.

Approved October 25, 1922.

Ordinance Book 34, Page 8.

No. 380

AN ORDINANCE—Providing for the making of a contract, or contracts for the furnishing and erecting of "Boiler Baffle Walls and Appurtenances" at Brilliant Pumping Station, Contract No. 13-S.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Public Works of the City of Pittsburgh shall be and are hereby authorized to advertise for proposals and award a contract, or contracts to the lowest responsible bidder, or bidders for the furnishing and erecting of "Boiler Baffle Walls and Appurtenances" at Brilliant Pumping Station, for a sum not to exceed Three Thousand Three Hundred (\$3,300.00) Dollars, in accordance with the Act of Assembly entitled "An Act for the Government of Cities of the Second Class", approved the 7th day of March, A. D., 1901, and the different supplements and amendments thereto, and the Ordinances of Council in such cases made and provided.

Section 2. That the sum of Three Thousand Three Hundred (\$3,300.00) Dollars or so much of the same as may be necessary shall be and is hereby set apart and appropriated for the payment, or payments required for the performance of the

above mentioned work, and that the said amount, or amounts be paid out of Appropriation No. 203.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1922.

Approved October 25, 1922.

Ordinance Book 34, Page 9.

No. 381

AN ORDINANCE—Providing for the making of a contract, or contracts for "Repairs to Herron Hill Pumping Station Building." Contract No. 2-F.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Public Works of the City of Pittsburgh shall be and are hereby authorized to advertise for proposals and award a contract, or contracts to the lowest responsible bidder, or bidders for "Repairs to the Herron Hill Pumping Station Building", for a sum not to exceed Six Thousand (\$6,000.00) Dollars, in accordance with the act of Assembly entitled "An Act for the Government of Cities of the Second Class," approved the 7th day of March A. D., 1901, and the different supplements and amendments thereto, and the Ordinances of Council in such cases made and provided.

Section 2. That the sum of Six Thousand (\$6,000.00) Dollars or so much of the same as may be necessary shall be and is hereby set apart and appropriated for the payment, or payments required for the performance of the above mentioned work, and that the said amount, or amounts be paid out of Appropriation No. 203.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1922.

Approved October 25, 1922.

Ordinance Book 34, Page 9.

No. 382

AN ORDINANCE — Annexing a portion of Reserve Township, Allegheny County, Pennsylvania, to the City of Pittsburgh.

Whereas, more than three-fifths of the taxables of all that certain portion of Reserve Township, Allegheny County, Pennsylvania, hereinafter described, have presented a petition to the Council of the City of Pittsburgh praying that that portion of Reserve Township, hereinafter described as per plan on plot annexed to said petition, may be annexed to the said City of Pittsburgh; and

Whereas, the City of Pittsburgh is desirous of annexing the same to the said City; Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* that all that certain portion of Reserve Township, Allegheny County, Pennsylvania, and being contiguous to the City of Pittsburgh as hereinafter bounded and described, be and the same is hereby annexed to the City of Pittsburgh, and is hereby declared to be a part of the City of Pittsburgh and subject to its jurisdiction and government. Said portion of said Reserve Township so annexed to the said City of Pittsburgh is more specifically bounded and described as follows:

Beginning at an angle in the dividing line between Reserve Township and the City of Pittsburgh at the northeast corner of land now or late of Shaeffer in the Twenty-sixth Ward of said City; thence in a northerly direction along the line known as the East Line of Douglass Survey and as the West Line of Jones Survey, said line being the easterly line of land now or late of Edna P. Farrar, Hannah Lindsay, Mrs. Robert Grier, Geyer & Einstein, David Lighthill, Lindmore Land Company, Robert W. Aiken Estate, Mrs. Sarah Weir, Joseph Bahl and M. Breumyer, to an angle in the southerly line of Ross Township; thence in a westerly direction along the dividing line between Ross Township and Reserve Township to an angle between Reserve Township and the Twenty-sixth Ward of the City of Pittsburgh by various courses and distances to the place of beginning. Containing one hundred sixty acres, more or less.

In compliance with the Act of Assembly in such case made and provided, a plot of that portion of Reserve Township proposed to be annexed is hereto attached and made part hereof.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1922.

Approved October 31, 1922.

Ordinance Book 34, Page 10.

No. 383

AN ORDINANCE — Granting unto the P. H. Butler Company, its successors and assigns, the right to construct, maintain, and use four feet of Pike street, Colville street (formerly Columbia street), and Mulberry way around the proposed building of the P. H. Butler Company for the purpose of extending foundation piers four feet from building line at a depth of thirteen feet below the grade of street, 2nd Ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the P. H. Butler Company, its successors and assigns, be and are hereby given the right to construct, maintain, and use four feet of Pike street from Colville street (formerly Columbia street), westwardly for a distance of sixty-seven feet four inches (67' 4") to a property line, and Colville street, (formerly Columbia street) from Pike street to Mulberry way a distance of ninety-nine feet ten and three-quarter inches (99' 10¾"), and Mulberry way from Colville street westwardly for a distance of sixty-nine feet ten and three-quarter inches (69' 10¾") to a property line, around the proposed building of the P. H. Butler Company for the purpose of extending foundation piers four feet into street at a depth of thirteen feet below grade of street consisting of thirteen piers each extending into street 4' x 11', for the purpose of carrying the load of the proposed concrete building property of the P. H. Butler Company.

The said grant shall be in accordance with the provisions of this or-

dinance and in accordance with the plans hereto attached and identified as Accession No. A-195 Folder "A", in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed use of four feet, on Pike street, Coville street, formerly Columbia street, and Mulberry way, for the extension of foundation piers for building of the P. H. Butler Company, 2nd Ward, Pittsburgh, Pa."

Section 2. The said company prior to the construction of said foundation piers shall submit to the Director of the Department of Public Works a complete set of plans showing location and all details for the use of said foundation piers, and the said plans shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City Streets, and to the ordinances of the City of Pittsburgh relating thereto and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance, and use of said City Streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of sidewalks and street pavements damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the maintenance and use of the said sidewalks and streets. All of the said work, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of the said foundation piers upon giving thirty (30) days' notice through the proper officers pursuant to resolution or ordinance of Council to the said P. H. Butler Company, its successors and assigns, to that effect; and that the said grantee shall, when so notified, at the expiration of the said thirty days, forthwith, remove the said foundation piers and

replace the sidewalks and streets to their original condition at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and sub-surface structures therein, by reason of the maintenance and use of the said sidewalks and streets, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This ordinance shall become null and void unless within thirty (30) days after its passage and approval, the P. H. Butler Company shall file with the City Controller its certificates of acceptance of the provisions thereof, said certificate of acceptance to be executed by the President and Secretary of the Company, with its corporate seal attached.

Section 8. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1922.

Approved October 31, 1922.

Ordinance Book 34, Page 11.

No. 384

A N ORDINANCE — Changing the name of Hutton avenue, between Hillsboro street and Sherwood avenue, to "Sheraden boulevard," and Harvey street, between Ridge avenue (City Line) and Glendon street, to "Oakwood road."

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the name of Hutton avenue, between Hillsboro street and Sherwood avenue, shall be and the same is hereby changed to "Sheraden boulevard," and the name of Harvey street, between Ridge avenue (City Line) and Glendon street, to "Oakwood road."

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1922.

Approved October 31, 1922.

Ordinance Book 34, Page 13.

No. 385

AN ORDINANCE—Establishing the opening grades on Cordell avenue, Faucet way, Foley street, Grise way, Krakow way and Pluso street and fixing the width and position of the roadway and providing for slopes, parking, etc., of Grise way, as laid out and proposed to be dedicated as legally opened highways by Charles J. Poe in a plan of lots of his property in the 16th Ward of the City of Pittsburgh, named "Arlington Heights Plan of Lots".

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That upon the approval of a certain Plan of Lots named "Arlington Heights Plan of Lots", proposed to be laid out by Charles J. Poe of his property in the 16th Ward of the City of Pittsburgh the grades of which Cordell avenue, Faucet way, Foley street, Grise way, Krakow way and Pluso street, and the width and position of the roadway and provision for slopes, parking, etc., of Grise way as shown thereon shall be accepted as public highways of the said city, shall be as hereinafter set forth:

CORDELL AVENUE

The grade of the northerly curb line of Cordell avenue, from Foley street to Pluso street shall begin on the northerly curb line of Foley street at an elevation of 342.03 feet; thence rising at the rate of 4% for a distance of 41.56 feet to a point of curve to an elevation of 343.69 feet; thence by a convex parabolic curve for a distance of 30.0 feet to a point of tangent to an elevation of 342.35 feet; thence falling at the rate of 12.91% for a distance of 162.55 feet to a point of curve to an elevation of 321.37 feet; thence by a concave parabolic curve for a distance of 20.0 feet to a point of tangent to an elevation of 319.58 feet; thence falling at the rate of 5% for a distance of

8.45 feet to a point of curve to an elevation 319.16 feet; thence by a convex parabolic curve for a distance of 20.0 feet to a point of tangent to an elevation of 317.55 feet; thence falling at the rate of 11% for a distance of 66.75 feet to a point of curve to an elevation of 310.22 feet; thence by a concave parabolic curve for a distance of 150.0 feet to a point of tangent to an elevation of 299.72 feet; thence falling at the rate of 3% for a distance of 115.49 feet to a point of curve to an elevation of 296.25 feet; thence by a convex parabolic curve for a distance of 40.0 feet to the westerly curb line of Pluso street to an elevation of 294.09 feet.

FAUCET WAY

The grade of the easterly and northerly line of Faucet way, from Cordell avenue to Pluso street shall begin on the southerly curb line of Cordell avenue at an elevation of 318.66 feet; thence rising at the rate of 3% for a distance of 130.48 feet to a point of curve to an elevation of 322.57 feet; thence by a convex parabolic curve for a distance of 120.0 feet to a point of tangent to an elevation of 317.79 feet; thence falling at the rate of 10.97% for a distance of 163.70 feet to a point of curve to an elevation of 299.82 feet; thence by a concave parabolic curve for a distance of 26.52 feet to a point on the westerly curb line of Pluso street, to an elevation of 298.10 feet.

FOLEY STREET

The grade of the southerly curb line of Foley street shall begin on the westerly line of property of Charles J. Poe at an elevation of 333.98 feet; thence rising at the rate of 4.04% for a distance of 434.46 feet to a point of curve to an elevation of 351.53 feet; thence by a convex parabolic curve for a distance of 57.94 feet to a point on the southerly line of property of Charles J. Poe to an elevation of 353.42 feet.

GRISE WAY

The roadway from Foley street to the angle northwardly therefrom shall have a uniform width of 20.0 feet and shall occupy the space between the easterly and westerly lines of the way and from said angle to Pluso

street the roadway shall have a uniform width of 20.0 feet and shall lie along and parallel the southerly line.

The remaining portion of the way not occupied by the roadway as above described shall be used for slopes, parking, etc.

The grade of the easterly and southerly line shall begin on the northerly curb line of Foley street at an elevation of 338.11 feet; thence by a convex parabolic curve for a distance of 18.0 feet to a point of tangent to an elevation of 336.22 feet; thence falling at the rate of 16% for a distance of 41.90 feet to a point of curve to an elevation of 329.52 feet; thence by a concave parabolic curve for a distance of 50.0 feet to a point of tangent to an elevation of 323.27 feet; thence falling at the rate of 9% for a distance of 242.25 feet to a point of curve to an elevation of 301.47 feet; thence by a concave parabolic curve for a distance of 250.0 feet to a point of tangent to an elevation of 288.97 feet; thence falling at the rate of 1% for a distance of 186.55 feet to the westerly curb line of Pluso street to an elevation of 287.10 feet.

KRAKOW WAY

The grade of the southerly line of Krakow way shall begin on the westerly line of property of Charles J. Poe at an elevation of 378.60 feet; thence rising at the rate of 2.5% for a distance of 207.73 feet to the southerly line of property of Charles J. Poe to an elevation of 383.79 feet.

PLUSO STREET

The grade of the westerly curb line of Pluso street shall begin on the southerly line of Grise way at an elevation of 287.10 feet; thence rising at the rate of 6% for a distance of 110.0 feet to the northerly line of Cordell avenue to an elevation of 293.70 feet; thence rising at the rate of 4.35% for a distance of 101.01 feet to the northerly line of Faucet way to an elevation of 298.10 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1922.

Approved October 31, 1922.

Ordinance Book 34, Page 13.

No. 386

AN ORDINANCE—Establishing the grade of Snow way, from Vilsack street to the northerly property line of L. Vilsack Plan of Lots.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the west line of Snow way, from Vilsack street to the northerly line of L. Vilsack's Plan of Lots be and the same is hereby established as follows, to-wit:

Beginning on the north curb line of Vilsack street at an elevation of 209.57 feet; thence rising at the rate of 2 feet per 100 for the distance of 205.88 feet to a point of curve to an elevation of 213.69 feet; thence by a convex parabolic curve for the distance of 50.0 feet to a point of tangent to an elevation of 214.44; thence rising at the rate of 1 foot per 100 feet for the distance of 158.62 feet to the northerly line of L. Vilsack's Plan of Lots to an elevation of 216.03 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1922.

Approved October 31, 1922.

Ordinance Book 34, Page 15.

No. 387

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of relief sewers on Wilkins avenue, South Dallas avenue, Reynolds street, South Homewood avenue, and Private Property of H. C. Frick, from the existing sewer at a point about 20 ft. West of Worth street to the existing sewer on Private Property of H. C. Frick, at a point about 50 ft. East of South Homewood avenue, and

authorizing and setting aside of the sum of Eighty Thousand (\$80,000.00) Dollars from the proceeds of Bond Fund, Appropriation No. 236 "Sewer Bonds 1922" for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of relief sewers on Wilkins avenue, South Dallas avenue, Reynolds street, South Homewood avenue, and Private Property of H. C. Frick, from the existing sewer at a point about 20 ft. West of Worth street to the existing sewer on Private Property of H. C. Frick, at a point about 50 ft. East of South Homewood avenue. Said relief sewer shall commence on Wilkins avenue at a point about 20 ft. West of Worth street, thence extending westwardly along Wilkins avenue, to South Dallas avenue, thence northwardly along South Dallas avenue to Reynolds street, thence westwardly along Reynolds street to South Homewood avenue, thence southwardly along South Homewood avenue to a point about 190 ft. North of Edgerton avenue, thence extending across South Homewood avenue in a southerly direction to the private property of H. C. Frick at a point about 150 ft. North of Edgerton avenue, thence extending in a southwesterly and southeasterly direction on, over and across and through the private property of H. C. Frick to the existing sewer on private property of H. C. Frick at a point about 50 ft. North of South Homewood avenue. Said Sewer to be constructed in conformity with Plan Account No. D-3234 on file in the Bureau of Engineering, Department of Public Works. The said contract or contracts to be awarded for a sum not to exceed \$80,000.00, and the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof, the sum of Eighty Thousand (\$80,000.00) Dollars, or so

much thereof as may be necessary, is hereby set apart and appropriated from the proceeds of Bond Fund Appropriation No. 236 "Sewer Bonds 1922", and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1922

Approved October 31, 1922.

Ordinance Book 34, Page 16.

No. 388

AN ORDINANCE—Providing for the letting of a contract or contracts for new copper gutters, etc., on the main roof of Wards "D" and "E" and Power Plant at Municipal Hospital, Bedford avenue and Francis st., Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Health shall be and they are hereby authorized, empowered and directed to advertise for proposals and let a contract or contracts to the lowest responsible bidder for new copper gutters, etc., on the main roof of Wards "D" and "E" and Power Plant, at the Municipal Hospital, Bedford avenue and Francis street, Pittsburgh, Pa., in accordance with the provisions of an Act of Assembly entitled, "An Act for the government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of City Council in such cases made and provided, the costs thereof not to exceed Sixteen Hundred and Twenty (\$1,620) Dollars, to be paid from Code Account 1241, Repairs, Municipal Hospital.

Section 2. That any ordinance or part of ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same effects this Ordinance.

Passed October 30, 1922.

Approved October 31, 1922.

Ordinance Book 34, Page 17.

No. 389

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of one double acting plunger pump and one wall machine for the Pittsburgh City Home and Hospital.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the furnishing of one (1) double acting plunger pump and one (1) short wall machine for a sum of money not to exceed fifty-five hundred (\$5,500.00) Dollars, in accordance with an Act of Assembly entitled "An Act for the government of cities of the second class," approved the 7th day of May 1901, and the several supplements and amendments thereto and the ordinance of Council in such cases made and provided, same to be chargeable to and payable from Code Account No. 185 Bonds, Department of Charities.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1922.

Approved October 31, 1922.

Ordinance Book 34, Page 18.

No. 390

AN ORDINANCE — Granting unto the Fairmont Creamery Company, its successors and assigns, the right to construct, maintain and use switch track on and across Smallman street, located between 24th and 25th streets connecting with the industrial track of the Pennsylvania Railroad Company, Second Ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Fairmont Creamery Company, its successors and assigns, be and are hereby given the right and authority, at its own cost and expense, to con-

struct, maintain and use a switch track on and across Smallman street located at a point of switch industrial track of the Pennsylvania Railroad Company opposite the east building line of 24th street, thence eastwardly on and across Smallman street for a distance of one hundred and eighty-three (183') feet to a point tangent sixteen (16') feet from the south building line, thence eastwardly for a distance of eighty-six (86') feet to the west building line of 25th street parallel to the south building line of Smallman street for the purpose of conveying materials, etc. from the industrial track of the Pennsylvania Railroad Company to the Fairmont Creamery Company's property, Second Ward, Pittsburgh, Pa.

The said track shall be constructed in accordance with the provisions of this ordinance and in accordance with the plans hereto attached and identified as Accession No. A-194, Folder "A", in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed Switch Track on and across Smallman street, Second Ward, Pittsburgh, Pa., for the Fairmont Creamery Company."

Section 2. The said company prior to the beginning of construction of tracks shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans showing location and all details for the construction of said track and the said plans and the construction of track shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City Streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of tracks on City streets, and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance

and use of said tracks. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of the said track upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Fairmont Creamery Company, its successors and assigns, to that effect; and that the said grantee shall when so notified at the expiration or the said six months, forthwith, remove the said track and replace the street to its original condition, at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and sub-surface structures therein, by reason of the construction, maintenance and use of the said track, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This ordinance shall become null and void unless within thirty (30) days after its passage and approval, the Fairmont Creamery Company shall file with the City Controller its certificate of acceptance of the provisions thereof.

Section 8. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1922.

Approved November 3, 1922.

Ordinance Book 34, Page 18.

No. 391

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works for and upon behalf of the City of Pittsburgh to enter into a contract with the

Pennsylvania Railroad Company for the purpose of re-establishing the grade of Pike street from 13th street to 14th street, re-establishing the grade of 13th street from Pike street to Etna street, and for regrading and repaving said portion of Pike street and 13th street; and also for the vacation of Etna street from 13th street eastwardly about 222 feet to the westerly property line of the American Steel and Wire Company.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Public Works be and they are hereby authorized to make, execute and deliver in the name and on behalf of the City of Pittsburgh, a contract with the Pennsylvania Railroad Company, in the following language, to-wit:

ARTICLES OF AGREEMENT

This agreement, made this day of, A. D., 1922, between the City of Pittsburgh, in Allegheny County, State of Pennsylvania hereinafter called "The City", party of the first part, and the Pennsylvania Railroad Company, hereinafter called "The Railroad Company", party of the second part.

WITNESSETH

Whereas, in order to provide proper railroad switching facilities to the Hardie Brothers Company's new factory plant on the southerly side of Pike street, and to the Railroad Produce Yards on the northerly side of Pike street, it will be necessary to change the grade of Pike street, and

Whereas, in order to obtain proper railroad track facilities to the railroad yard west of 13th street, it will be necessary to change the grade of 13th street between Pike street and Etna street, and

Whereas, in order to obtain additional railroad yard facilities, the Railroad Company desires that Etna street be vacated from 13th street to a point about 222 feet eastwardly therefrom to the westerly property line of the American Steel and Wire Company.

Therefore, it is mutually agreed between the parties hereto as follows:

First: The City agrees to do the following:

(a) To re-establish the grade of Pike street from 13th street to 14th street.

(b) To re-establish the grade of 13th street from Pike street to Etna street.

(c) To vacate Etna street from 13th street eastwardly a distance of about 222 feet to the westerly line of the American Steel and Wire Company, conditioned on the payment of the Pennsylvania Railroad Company into the City Treasury of the sum of Eighteen Thousand (\$18,000.00) Dollars.

(d) To authorize the regrading and repaving of Pike street from 13th street to 14th street.

(e) To authorize the regrading and repaving of 13th street from Pike street to Etna street.

Second. The Railroad Company agrees to do the following:

(a) To furnish waivers for any and all damages that may occur due to the vacating of that portion of Etna street herein before described and pay to the City Treasurer within a period of thirty days after the final adjudication of the benefits and damages, any and all costs, damages, or expense that may be assessed against the said city by reason of said vacating of said Etna street between 13th street and a point 222 feet eastwardly therefrom.

(b) To regrade and repave at the expense of the Railroad Company that portion of Pike street between 13th street and 14th street which is not included in the work of regrading and repaving to be done by Hardie Brothers Company. The work to be done under the supervision of the City.

(c) To regrade and repave 13th street between Pike street and Etna street and pay the entire cost of said re-improvement. The work to be done under the supervision of the City.

(d) To provide and construct all necessary surface drains including catch basins and the necessary sewers, and to take care of the sub-surface structures affected thereby.

Third: The City subject to the approval of the Railroad Company shall

have charge of the disposition of all claims for damages due to the re-establishing of grades on Pike street and 13th street, and due to the vacating of the portion of Etna street as herein before described, and shall not compromise or settle such claims for damages without the consent in writing first being obtained from the Railroad Company, and said Railroad Company shall have the right to appear by counsel in all suits in connection therewith and the City shall have the right to call upon the Railroad Company to appear by counsel and defend such suits.

Fourth. All the work to be done as herein provided for by the City and the Railroad Company shall be done in conformity with the general plan marked Exhibit "A", number A-193, dated September 15th, 1922, scale and further identified by the signatures of the Director of the Department of Public Works of the City of Pittsburgh and of the Assistant Chief Engineer of the Pennsylvania Railroad Company, copies of said plans having been filed in the offices of said City and said railroad.

The plans and specifications for all work to be done by the Railroad Company on, along or over any of the said streets affected by the work in this agreement, shall be subject to the approval of the Director of the Department of Public Works of the City.

Fifth. It is understood and agreed that neither the purpose nor intent nor the obligations of this contract, if and when approved by the Public Service Commission of the Commonwealth of Pennsylvania, is such as to impair or in any wise affect the exercise by said Commission of any or the powers vested in it by the Public Service Company Law, approved July 26th, 1913.

In witness whereof, the parties hereto have caused this agreement to be executed in duplicate the date and year hereinbefore written.

THE PENNSYLVANIA
RAILROAD COMPANY

BY
VICE PRESIDENT

ATTEST:
SECRETARY

SEAL OF THE
CITY.

CITY OF PITTSBURGH

BY

MAYOR

DIRECTOR OF DEPARTMENT
WORKS.

Approved as to form

CITY SOLICITOR

Countersigned

CITY SOLICITOR

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1922.

Approved November 3, 1922.

Ordinance Book 34, Page 20.

No. 392

AN ORDINANCE—Re-establishing the grade of Pike street, from Thirteenth street to Fourteenth street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the center-line of Pike street, from Thirteenth street to Fourteenth street, shall be and the same is hereby re-established as follows, to-wit:

Beginning at the easterly curb line of Thirteenth street at an elevation of 37.28 feet; thence rising at the rate of 2.26 percent for a distance of 18.69 feet to a point of curve to an elevation of 37.70 feet; thence by a concave parabolic curve for a distance of 30 feet to a point of tangent to an elevation of 38.42 feet; thence rising at the rate of 2.51 percent for a distance of 55.23 feet to a point of curve to an elevation of 39.80 feet; thence by a convex parabolic curve for a distance of 30 feet to a point of tangent to an elevation of 40.13 feet; thence falling at the rate of 0.34 percent for a distance of 134.77 feet to a point of curve to an elevation of 39.67 feet; thence by a convex parabolic curve

for a distance of 30 feet to a point of tangent to an elevation of 39.27 feet; thence falling at the rate of 2.34 percent for a distance of 145 feet to the westerly curb line of Fourteenth street to an elevation of 35.88 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1922.

Approved November 3, 1922.

Ordinance Book 34, Page 22.

No. 393

AN ORDINANCE—Establishing the grade of Thirteenth street, from Etna street to Pike street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the easterly curb line of Thirteenth street, from Etna street to Pike street shall be and the same is hereby established as follows, to-wit:

Beginning at the southerly curb line of Etna street at an elevation of 29.56 feet; thence rising at the rate of 2% for a distance of 6.5 feet to a point of curve to an elevation of 29.69 feet; thence by a concave parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 31.30 feet; thence rising at the rate of 6.04% for a distance of 45.0 feet to a point of curve to an elevation of 34.02 feet; thence by a convex parabolic curve for a distance of 50.0 feet to a point of tangent to an elevation of 35.99 feet; thence rising at the rate of 1.86% for a distance of 75.0 feet to the northerly curb line of Pike street to an elevation of 37.39 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1922.

Approved November 3, 1922.

Ordinance Book 34, Page 23.

No. 394

AN ORDINANCE — Vacating Etna street, in the Second Ward of the City of Pittsburgh, from Thirteenth street to a point 222.0 feet eastwardly therefrom.

Whereas, It appears by the Petition and Affidavit on file in the office of the City Clerk that the owner of all the property fronting or abutting upon the lines of Etna street, between Thirteenth street and a point 222.0 feet eastwardly therefrom has petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Etna street, in the Second Ward of the City of Pittsburgh, from Thirteenth street to a point 222.0 feet eastwardly therefrom shall be and the same is hereby vacated according to the hereinafter description thereof, to-wit:

Beginning at the intersection of the easterly line of Thirteenth street and the Northerly line of Etna street, as laid out in the plan of the Borough of the Northern Liberties of Pittsburgh recorded in the Recorder's Office of Allegheny County in Plan Book, Volume 1, Pages 6 and 7 and approved by Ordinance of said Borough May 28, 1829; thence extending eastwardly along the said northerly line of Etna street 222.0 feet to the easterly line of property of the Pennsylvania Railroad Company; thence southwardly along the easterly line of property of the Pennsylvania Railroad Company produced 40.0 feet to the southerly line of Etna street, thence westwardly along the said southerly line of Etna street 222.0 feet to the easterly line of Thirteenth street; thence northwardly along the said easterly line of Thirteenth street 40.0 feet to the place of beginning. Containing 8880.0 square feet.

Section 2. This ordinance, however, shall not take effect or be of any force or validity whatsoever, unless The Pennsylvania Railroad Company owner of the property abutting upon Etna street, between Thirteenth street and a point 222.0 feet eastwardly therefrom, shall within (30) days after the passage of this ordinance, pay into the Treasury of the City of Pitts-

burgh the sum of Eighteen Thousand (\$18,000.00) Dollars for the use of the City of Pittsburgh.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1922.

Approved November 3, 1922.

Ordinance Book 34, Page 24.

No. 395

AN ORDINANCE—Granting unto the Pennsylvania Railroad Company, its successors and assigns, the right to construct, maintain and use one switch track on and across Pike street located 97' west of 14th street and five tracks on and across 13th street located between Pike street and 11' north of Etna street, for the purpose of conveying materials, etc., to the Freight Yards of the Pennsylvania Railroad Company, 2nd Ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Pennsylvania Railroad Company, its successors and assigns, be and are hereby given the right and authority, at its own cost and expense, to construct, maintain and use a switch track on and across Pike street located 97' west of the western building line of 14th street, thence for a distance of 112' to the northern building line of Pike street, property of the Pennsylvania Railroad Company; also four tracks crossing 13th street located 14' north of the northern building line of Pike street for a distance of 72' and a single track located 249' north of the northern building line of Pike street on the eastern side of 13th street running for a distance of 100' to a point 11' north of the northern building line of Etna street for the purpose of conveying materials, etc. to the Freight Yards of the Pennsylvania Railroad Company, 2nd Ward, Pittsburgh, Pa.

The said tracks shall be constructed in accordance with the provisions of this ordinance and in accordance with the plans hereto attached and identified as Accession No. A-193, Folder "A", in the filed of the Division of

Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed Switch Track on Pike Street and five tracks on 13th street for the Pennsylvania Railroad Company, 2nd Ward, Pittsburgh, Pa."

Section 2. That the Pennsylvania Railroad Company will at all times maintain street traffic on Pike street and 13th street, that portion affected by the crossing of their tracks.

Section 3. The said company, prior to the construction of tracks, shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans showing location and all details for the construction of said tracks, and the said construction of tracks shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 4. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets, and to the ordinance of the City of Pittsburgh relating thereto, and to the provision of any general ordinance which may hereafter be passed, relating to the construction, maintenance and use of tracks on City streets and compensation for same.

Section 5. The said grantee shall bear the full cost and expense of the paving, repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said tracks. All of the said works, including the paving, repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 6. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of the said tracks upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Pennsylvania Railroad Company, its successors and assigns, to that effect; and the said grantee, when so notified, shall at the expiration of the said six months, forthwith, remove the said

tracks and replace the street to its original condition, at its own cost and expense.

Section 7. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and subsurface structures therein, by reason of the construction, maintenance and use of said tracks, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either person or property on account of this grant.

Section 8. The foregoing rights and privileges are granted subject to the following condition to-wit: This ordinance shall be come null and void unless within sixty (60) days after its passage and approval the Pennsylvania Railroad Company shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate of acceptance to be executed by the President and Secretary of the Company, with its corporate seal attached.

Section 9. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1922.

Approved November 3, 1922.

Ordinance Book 34, Page 25.

No. 396

AN ORDINANCE—Granting unto the South West Pennsylvania Pipe Lines, its successors and assigns, the right to construct, maintain and use a 2" pipe line for the transportation of crude oil from Carl Swartz's property, 28th Ward, to the P. C. C. & St. L. R. R. (Corliss Yard) 20th Ward, said pipe line to run from the northern side of Chartiers avenue under and across Chartiers avenue to Oliffe street to Fairmount avenue to Sylvania avenue to Unnamed alley to private property and across Woodland Boulevard to said Carl Swartz's property an approximate distance of 2165', Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the South West Pennsylvania Pipe Lines, its successors and assigns, be and are hereby given the right and authority, at its own cost and expense, to construct, maintain and use a 2" pipe Line for the transportation of crude oil from Carl Swartz's property, 28th Ward, to the P. C. C. & St. L. R. R. (Corliss Yard) 20th Ward, said pipe line to run from the northern side of Chartiers avenue under and across Chartiers avenue to the west 5' line of Oliffe street, thence under and along the west 5' line of Oliffe street to the west 5' line of Fairmount avenue, thence under and along the west 5' line of Fairmount avenue to the south 5' line of Sylvania avenue, thence under and along the south 5' line of Sylvania avenue to the south 5' line of Unnamed alley, thence under and along south 5' line of Unnamed alley and under and across Unnamed alley to private property, under and along private property to Woodland Boulevard, under and across Woodland Boulevard to the said Carl Swartz's property, an approximate distance of 2165'. Also the right to construct, maintain and use 2" vent pipe from the northern line of Chartiers avenue under and across Chartiers avenue to the west 5' line of Oliffe street, thence under and along the west 5' line of Oliffe street, for an approximate distance of 444' parallel to the said 2" oil line; this second 2" pipe is used as a vent pipe in accordance with the government regulations.

The said pipe lines shall be constructed in accordance with the provision of this ordinance and in accordance with the plans hereto attached and identified as Accession No. 183-A, Folder "A", in the files of the Division of Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed 2" Oil line of Oliffe street, Fairmount avenue, Sylvania avenue and Unnamed alleys, for South West Pennsylvania Pipe Lines, 20th and 28th Wards, City of Pittsburgh".

Section 2. The said company prior to the beginning of construction of the pipe lines shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans showing location and all details for the construction of the said pipe lines, and said plans and the construction of pipe lines shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets, and to the ordinance of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of pipe lines on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of the said pipe lines. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of the said pipe lines upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said South West Pennsylvania Pipe Lines, its successors and assigns, to that effect; and that the said grantee when so notified, shall at the expiration of the said six months, forthwith, remove the said pipe lines and replace the street to its original condition at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and sub-surface structures therein, by reason of the construction, maintenance and use of the said pipe lines, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This ordinance shall become null and void unless within thirty (30) days after its passage and approval the South West Pennsylvania Pipe Lines shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate of acceptance to be

executed by the President and Secretary of the company, with its corporate seal attached and shall also pay at the same time to the City Treasurer the sum of One hundred (\$100.00) dollars.

Section 8. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 30, 1922.

Approved November 3, 1922.

Ordinance Book 34, Page 27.

No. 397

AN ORDINANCE—Granting unto the Guilbert Engineering Company, its successors and assigns, the right to construct, maintain and use a switch track on and across Windgap road (old location) at the intersection of Everett street, 28th Ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Guilbert Engineering Company, its successors and assigns, be and are hereby given the right and authority at its own cost and expense, to construct, maintain and use a switch track at grade on and across Windgap road (old location) at the intersection of Everett street located at approximately 139' from the present Windgap road viaduct along the southern building line of the said Windgap road (old location), thence on and under the said viaduct with a clearance of 26' from the grade of Everett street for an approximate distance of 94' in a northeastwardly direction to the north building line of Everett street for the purpose of conveying materials, etc from the Ohio Connecting Railroad to a proposed manufacturing plant property of the Guilbert Engineering Company, 28th Ward, Pittsburgh, Pa.

The said track shall be constructed in accordance with the provisions of this ordinance and in accordance with the plans hereto attached and identified as Accession No. A-196, Folder "A", in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed switch

track on and across Windgap road and Everett street for the Guilbert Engineering Company, 28th Ward, Pittsburgh, Pa.

Section 2. The said company prior to the beginning of construction of tracks shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans showing location and all details for the construction of said track and the said plan and the construction of track shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of tracks on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said track. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of the said track upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Guilbert Engineering Company, its successors and assigns, to that effect; and that the said grantee shall when so notified at the expiration of the said six months, forthwith, remove the said track and replace the street to its original condition, at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and sub-surface structures therein, by reason of the construction, maintenance and use of the said track,

and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This ordinance shall become null and void unless within thirty (30) days after its passage and approval, the Guibert Engineering Company shall file with the City Controller its certificate of acceptance of the provisions thereof.

Section 8. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 6, 1922.

Approved November 10, 1922.

Ordinance Book 34, Page 28.

No. 398

AN ORDINANCE — Accepting the dedication of certain property in the 14th Ward of the City of Pittsburgh, for public use for highway purposes, opening and naming the same "Kennedy Road" and establishing the grade thereon.

Whereas, The Point Improvement Company, a Pennsylvania corporation, having its principal office in the City of Pittsburgh, Pennsylvania, David D. Kennedy, unmarried and Narcisse K. Foster and Bayard D. Foster, her husband all of the City of Pittsburgh, Pennsylvania, owners of the property hereinafter described, have executed and delivered to the City of Pittsburgh their certain deed of dedication bearing date of June 26, 1922 now on file in the office of the Bureau of Engineering of said City wherein they have conveyed said ground to said city for public use for highway purposes, and have released said City from any liability for damages for or by reason of the physical grading of said public highway to the grade hereinafter established, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That said Deed of Dedication be and the same is hereby accepted and the Bureau of Engineering is hereby authorized and directed to place the same*

on record in the office of the Recorder of Deeds in and for the County of Allegheny.

Section 2. The ground as aforesaid conveyed to said City for public highway purposes shall be and the same is hereby appropriated and opened as a public highway in accordance with the terms of said deed of dedication and shall be known as Kennedy Road, same being bound and described as follows, to-wit:

Beginning at a point in the southerly line of Dunmoyle street, which is distant in a northeasterly direction 609.08 feet from the northeasterly corner of Dunmoyle street and Wilkins avenue; thence at right angles to Dunmoyle street south 15° 08' 40" east 251.17 feet to a point; thence curving to the left on the arc of a circle with a radius of 80.70 feet for an angle of 40° 47' and an arc distance of 57.45 feet; thence south 55° 55' 40" east a distance of 307.88 feet to a point; thence curving to the right on the arc of a circle with a radius of 127.13 feet for an angle 37° 59' 50" and an arc distance of 84.31 feet; thence at right angles to Fair Oaks street south 17° 55' 50" east 78.11 feet to the northerly line of Fair Oaks street at a point which is distant 234.71 feet in a northeasterly direction from the northwesterly corner of Fair Oaks street and Wilkins avenue; thence along the said northerly line of Fair Oaks street south 72° 04' 10" west 40 feet to a point; thence at right angles to Fair Oaks street north 17° 55' 50" west 78.11 feet to a point; thence curving to the left on the arc of a circle with a radius of 87.13 feet for an angle of 37° 59' 50" and an arc distance of 57.79 feet; thence north 55° 55' 40" west 307.88 feet to a point; thence curving to the right on the arc of a circle with a radius of 120.70 feet for an angle of 40° 47' at an arc distance of 85.92 feet to a point; thence north 15° 08' 40" west 251.17 feet to a point in the southerly line of Dunmoyle street, which is distant in a northeasterly direction 569.08 feet from the northeasterly corner of Dunmoyle street and Wilkins avenue; thence along the said southerly line of Dunmoyle street north 74° 51' 20" east 40.0 feet to the point at the place of beginning.

Being part of the same property which Fidelity Title and Trust Company, Trustee, by its deed dated November 1, 1921, and recorded in the

Recorder's Office of Allegheny County, Pennsylvania in Deed Book, Volume 2067, page 512 conveyed to The Point Improvement Company, and part of the same property which Fidelity Title and Trust Company, Trustee, etc., by deed dated August 7, 1915 and recorded in the Recorder's Office of Allegheny County, Pennsylvania in deed Book, Volume 1849, Page 459, conveyed to David D. Kennedy and Narcisse F. Foster.

Section 3. The grade of Kennedy Road shall conform to the street as now graded, paved and curbed.

Section 4. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said described ground for a public highway, in conformity with the provisions of this ordinance.

Section 5. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 6, 1922.

Approved November 10, 1922.

Ordinance Book 34, Page 30.

No. 399

AN ORDINANCE — Authorizing and directing the construction of a public sewer on the southerly sidewalk of Bismark street, from a point about 275 feet east of Finland street, to the existing sewer on Bismark street, east of Finland street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on the southerly sidewalk of Bismark street from a point about 275 feet east of Finland street, to the existing sewer on Bismark street, east of Finland street. Commencing on the southerly sidewalk of Bismark street, at a point about 275 feet east of Finland street, thence westwardly along the southerly sidewalk of Bismark street, to a point about 120 feet east of Finland street, thence northwestwardly across Bis-

mark street, to the existing sewer on Bismark street, east of Finland street. Said sewer to be terra cotta pipe and twelve (12") inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Eight Hundred (\$800.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 6, 1922.

Approved November 10, 1922.

Ordinance Book 34, Page 32.

No. 400

AN ORDINANCE — Authorizing and directing the Director of the Department of Public Works to extend the repaving of Center avenue, under the terms of contract 5880, Mayor's office file No. 300 entered into September 9th, 1922, with the Thomas Cronin Company, and authorizing the setting aside of the sum of \$10,000.00 from Code Account 1590, General Repaving, Division of Streets, Bureau of Engineering, for the payment of the costs thereof.

Whereas, by virtue of Ordinance No. 105, approved April 27, 1922, the sum

of \$50,000.00, was appropriated and Contract No. 5880, Mayor's Office File No. 300, duly entered into September 9, 1922, with the Thos. Cronin Company, for the repaving of Center avenue from Fullerton street to Kirkpatrick street, and

Whereas, it is deemed advisable to extend this repaving work eastwardly to a point near Chauncey street, and,

Whereas, it is now ascertained that there is an unencumbered balance in excess of \$10,000.00 remaining in appropriation No. 1590, General Repaving, Division of Streets, Bureau of Engineering, and,

Whereas, in order to avoid the delay entailed in the award of a separate contract and permit the completion of this improvement at the earliest possible date, it is deemed advisable to extend the repaving under the very reasonable terms of the aforesaid Contract No. 5880, entered into with Thos. Cronin Company, Now Therefore, be it

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Director of the Department of Public Works shall be and he is hereby authorized and directed to extend the repaving of Center avenue to a point near Chauncey street, under the terms of Contract No. 5880, Mayor's Office File No. 300, entered into September 9th, 1922, with the Thos. Cronin Company.

Section 2. That for the payment of the cost of the extension of said repaving, the sum of \$10,000.00, or so much thereof as may be necessary, is hereby set apart and appropriated from Code Account 1590, General Repaving, Division of Streets, Bureau of Engineering, and the Mayor and the City Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of the extension of said repaving contract.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 6, 1922.

Approved November 10, 1922.

Ordinance Book 34, Page 32.

No. 401

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for laying sidewalk pavement on the northerly side of Carson street West, between Smithfield Street Bridge and Point Bridge, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for laying sidewalk pavement on the northerly side of Carson Street West, between Smithfield Street Bridge and Point Bridge, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof, the sum of Nine Thousand (\$9,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 1590, General Repaving, Division of Streets, Bureau of Engineering and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 6, 1922.

Approved November 10, 1922.

Ordinance Book 34, Page 33.

No. 402

AN ORDINANCE—Providing for the making of a contract, or contracts, for Two Motor Driven Centrifugal Pumps and Appurtenances, at Lincoln Pumping Station. Contract No. 3-C.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works of the City of Pittsburgh, shall be and are hereby authorized to advertise for proposals and award a contract, or contracts, to the lowest responsible bidder or bidders for Two Motor Driven Centrifugal Pumps and Appurtenances at Lincoln Pumping Station, for a sum not to exceed Five Thousand Two Hundred (\$5,200.00) Dollars, in accordance with the Act of Assembly entitled "An Act for the Government of Cities of the Second Class," approved the seventh day of March, A. D. 1901, and the several supplements and amendments thereto and the Ordinances of Council in such cases made and provided.

Section 2. That the sum of Five Thousand Two Hundred Dollars (\$5,200.00) or so much of the same as may be necessary, shall be and is hereby set apart and appropriated for the payment, or payments, required for the performance of the above mentioned work, and that the said amount or amounts be paid out of Appropriation No. 203.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 6, 1922.

Approved November 10, 1922.

Ordinance Book 34, Page 34.

No. 403

AN ORDINANCE—Establishing the grade of Allemannia way, from Paulson avenue to Montezuma street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the east line of Allemannia way, from Paulson avenue to Montezuma street, be and the same is hereby established as follows, to-wit:

The east line of Allemannia way shall begin at the southerly curb line of Paulson avenue at an elevation of 241.97 feet; thence by a concave parabolic curve for a distance of 97.22

feet to a point of tangent to an elevation of 243.72 feet; thence rising at the rate of 3.6% for a distance of 91.95 feet to a point of curve to an elevation of 247.03 feet; thence by a concave parabolic curve for a distance of 100 feet to a point of tangent to an elevation of 253.83 feet; thence rising at the rate of 10% for a distance of 107.60 feet to a point of curve to an elevation of 264.59 feet; thence by a convex parabolic curve for a distance of 100 feet to a point of tangent to an elevation of 262.09 feet; thence falling at the rate of 15% for a distance of 37.87 feet to a point of curve to an elevation of 256.41 feet; thence by a concave parabolic curve for a distance of 42 feet to the northerly curb line of Montezuma street to an elevation of 253.26 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 6, 1922.

Approved November 10, 1922.

Ordinance Book 34, Page 35.

No. 404

AN ORDINANCE—Authorizing the purchase from Josephine Y. Breeze of a certain tract or piece of land situate in the 17th Ward of the City of Pittsburgh for the sum of Ten Thousand (\$10,000.00) Dollars and making appropriation therefor.

Whereas, Josephine Y. Breeze of the City of Pittsburgh has offered to sell to the City of Pittsburgh a certain tract or piece of land situate in the 17th Ward for the sum of \$10,000.00 and which said land is bounded and described as follows to-wit:

Beginning on the northerly line of St. Paul street at the westerly line of Mrs. Wharton "Sugar Grove Plan of Lots"; thence in a northerly direction along aforesaid line to the southerly line of Roscoe street; thence along the southerly line of Roscoe street in a westerly direction to the easterly line of Farmers & Mechanics Bank Plan of Lots; thence in a southerly direction and along said plan of lots and St. Paul's Monastery property to the northerly line of St. Paul street; thence in an easterly direction along the northerly line of St. Paul

street to the line of Mrs. Wharton "Sugar Grove Plan of Lots" at the place of beginning.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the City hereby authorizes a deed of general warranty to be executed and delivered by the said Josephine Y. Breeze to the City of Pittsburgh for the said ground hereinafter described and upon delivery of said deed, properly executed by the Grantor and approved by the City Solicitor. The Mayor is hereby authorized to issue and the City Controller to countersign a warrant in favor of Josephine Y. Breeze for the sum of Ten Thousand (\$10,000.00) Dollars, the same to be charged to Code Account No. 201, Playground Bonds, 1919.*

Section 2. That any ordinance or part of ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same effects this Ordinance.

Passed October 30, 1922.

Pittsburgh, November 13, 1922.

I do hereby certify that the foregoing ordinance, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval, on October 31, 1922, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon the same became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN,
Clerk of Council.

Ordinance Book 34, Page 36.

No. 405

AN ORDINANCE — Authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with the Borough of Homestead, in the manner and form provided for herein, for the purpose of enabling the City of Pittsburgh to sell water to the Borough of Homestead, subject to the terms and conditions herein provided.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works of the City of Pittsburgh be and they are hereby authorized and directed to enter into and execute an agreement with the Borough of Homestead for the purpose of furnishing a supply of water to the said Borough by the said City and selling the same, subject to the terms and conditions hereof, said agreement to be in the following form, to-wit:*

THIS AGREEMENT

Made and entered into, this day of, 1922, between the City of Pittsburgh, party of the first part, hereinafter called the City, and the Borough of Homestead, party of the second part, hereinafter termed the Borough, both said parties being municipal corporations created by and existing under the laws of the Commonwealth of Pennsylvania.

1. The Borough Covenants and Agrees as Follows:—

(a) The Borough agrees to furnish all the material for and install complete a twenty-four inch cast iron water main, or a thirty inch steel main, including all necessary and required facilities and appurtenances from the end of the present twenty inch city water main at Second avenue and Alluvian street, along said Second avenue or such other streets, ways, alleys and rights of way through private property as may be agreed upon by the Borough and City, to a point on the north bank of the Monongahela river, opposite the Borough of Homestead or West Homestead, where the Borough will install a meter of a type approved by the Director of the Department of Public Works of the City. From this meter the Borough will lay a pipe line across the river and connect it with the Borough's water distribution system.

(b) The Borough shall secure the necessary and required easements from the railroads crossing the said permanent right of way, and shall carry the feeder main under the railroad right of way near the Glenwood Bridge in a reinforced concrete tunnel or culvert, the design and method

of construction of which shall be approved by the City and Railroad officers.

(c) The Borough agrees to secure any necessary permits, or rights of way from the Government of the United States, or from other persons, for the purpose of extending the feeder main under and across the bed of the Monongahela river, for the purpose of connecting the said feeder main with the distribution system of the Borough of Homestead.

(d) The Borough shall proceed with all due diligence and dispatch to start and complete the said work.

(e) When the form of this agreement is approved by the Mayor and Council of the City, and the Council of the Borough, the Borough shall have prepared plans, specifications and contract form for a pipe line connecting the Borough's Water System with the City's Water System. The plans, specifications and contract form shall be submitted to the Director of the Department of Public Works of the City, for his approval, and upon his approval thereof, they shall be submitted to the United States Government and the State Department of Health and to such other authorities as may have jurisdiction for their approval.

(f) The Borough will prepare the necessary legislation for submission to the electors of the Borough, for a bond issue to cover these improvements and if the electors authorize such a bond issue, the Borough will proceed to secure the necessary funds to cover the cost and expenses of the improvements and such other items as the Borough Council may deem desirable.

(g) All of the said work shall be done under and subject to the supervision, inspection and regulation of the Department of Public Works of the City, which shall include the approval of all plans and specifications.

The installation of this feeder main includes such branch pipe connections as the City shall require for its present or future use, and it is further agreed that the City may at any time make such connections and extensions as it shall see fit to this feeder main, and transport through such feeder main such quantities of water as the City shall require for any purpose

whatever, except that such use of the feeder main shall not defeat the primary object of this main for transporting a reasonable supply of water for the use of the Borough, at a drop in pressure not exceeding two feet per one thousand feet in the said feeder main. It is hereby agreed that such reasonable supply shall be not more than a maximum of three and one-half million gallons of water in any twenty-four hours.

(h) The Borough shall obtain all necessary permanent or temporary rights of way in form satisfactory to the City for the purpose of accomplishing the objects herein provided for, and more particularly shall secure the permanent right of way for a strip of ground not less than twenty feet in width extending from Second avenue to the northerly low water line of the Monongahela river.

(i) The Borough agrees to prevent the installation of, or the continuation of any cross connection of any nature between the water mains of the Borough or the mains or service lines of any water consumer of the Borough carrying water supplied by the City, and mains, pipes or other carriers, whether owned by the Borough or by individuals carrying any other water; and the Borough affirms that any closed connection between piping carrying City water and any other water controlled by a check valve, or any other type of valve, will not be allowed under this section.

(j) The Borough further agrees that upon the completion of the said feeder main, together with the facilities and appurtenances connected therewith, that the City shall become the owner of that portion thereof within the limits of the City of Pittsburgh, extending from the proposed connection with the water main of the City of Pittsburgh to the northerly low water line of the Monongahela river, and that thereupon, the City shall thereafter maintain, operate and repair the said portion of the said feeder main at its own cost and expense.

(k) The Borough further agrees to pay the City at the prevailing rates as fixed by the ordinances of the City of Pittsburgh during the term of this contract, said payments to be made at the rates, in the manner, and at the times as prescribed in said ordinances for other consumers of water within the limits of the City of Pittsburgh.

2. The City Covenants and Agrees as follows:—

(a) The City agrees that it will supply and sell to the Borough during the term of this contract, all water necessary in said Borough for Borough purposes, and also for domestic, manufacturing and other purposes, within the present or future limits of the Borough, which shall include that portion of West Homestead, now supplied by the Borough with water, and any future limits of the Borough of West Homestead, provided, however, that the obligation of the City of Pittsburgh hereunder shall at all times be subordinate to the duty and obligation of the City of Pittsburgh to supply the consumers within the City of Pittsburgh as a primary obligation, and subject to acts of God, unavoidable accidents or other causes beyond the control of the City of Pittsburgh, and provided also that the City does not agree to furnish a supply of water to the Borough as aforesaid, in excess of three and one-half million gallons for any twenty-four hour period. The quantity of water to be determined each quarter in accordance with the readings of the water meters installed in the water main provided for herein.

(b) The City will afford to the Borough all necessary rights of way in, under and along the streets of the City of Pittsburgh for the said feeder main, and particularly in, under and along Second avenue, in the said City, together with all necessary street opening permits.

(c) The City agrees, during the period of design and installation of such feeder main to operate all water valves required during and incident to the construction of this feeder main.

3. It Is Mutually Covenanted and Agreed as Follows:

(a) The City shall have control of the meter and devices for registering the quantity of water delivered to the Borough, but the Borough may make check measurements of the quantity of water delivered, at any time upon notification to the Director of the Department of Public Works of the City that it so desires.

(b) It is mutually agreed that in case the Borough fails to pay for water used in any quarter within sixty (60) days after notice by the City

of the amount due for the said quarter, then the City of Pittsburgh may at any time, on forty-eight (48) hours' notice, cut off the said supply of water until the said bill is paid.

(c) It is further mutually agreed by the parties hereto that the respective officers of the City of Pittsburgh and the Borough of Homestead shall have power and authority to carry out the purposes and intents of this agreement, including the conveyance of the said feeder main, and any rights of way obtained by the Borough of Homestead within the limits of the City of Pittsburgh, to the City, as a part of the consideration herefor, and more particularly as the consideration to the City of Pittsburgh for the price fixed in this agreement for the said water during the term of this contract.

(d) It is mutually agreed that if the electors of the Borough of Homestead fail to approve the bond issue hereinbefore referred to for the improvements provided for in this agreement, that then this agreement shall be null and void.

4. This agreement shall be in full force and effect from the date hereof until the day of 1933, or for a period of ten (10) years from the date of the final completion of the said feeder main, and the beginning of the supply of water as aforesaid, unless sooner formation of a metropolitan water district, embracing the City and Borough.

5. This agreement shall continue for an additional period of five years after the termination of the ten year period herein provided, at the terms and prices hereinafter provided, unless the facilities of the City's water plant should be inadequate to meet both to the requirements of the water consumers within the City of Pittsburgh and also by reason of this contract, in which event, the corporate authorities of the City of Pittsburgh, by appropriate ordinance duly enacted, shall declare that the said contract shall terminate at the end of the said ten year period.

In case this agreement shall continue for the additional term of five years, then the price to be paid by the Borough to the City for the said water during the period of five years, shall be fixed by the proper authorities of the City of Pittsburgh, at a price not exceeding the price established by an ordinance of the City of

Pittsburgh, No. 48, approved December 1, 1884, and recorded in Ordinance Book 4, page 519, entitled "An Ordinance Establishing and Fixing the Rate of Water Rents to be paid by the users of City Water outside the limits of the City of Pittsburgh."

In Witness Whereof, Said parties hereto have hereunto set their hands and seals, duly attested; the City of Pittsburgh by its Mayor and the Director of the Department of Public Works, the day and year above written, duly authorized in such execution by Ordinance No. of Council of said City, approved the day of, A. D. 1922, and the Borough of Homestead by President of Council and the Borough Clerk, the day and year above written, duly authorized in such execution by Ordinance No. of Council of said Borough, approved the day of, A. D. 1922.

CITY OF PITTSBURGH

Attest:

Attest:

Attest:

Borough Clerk.

Mayor

Director Dept. Public Works.

BOROUGH OF HOMESTEAD

President Borough Council.

Section 2. The approval of this Ordinance, together with the passage and approval of a similar ordinance by the Borough of Homestead, in which it is recited completely and verbatim the foregoing agreement, and the filing of a duly certified copy of such ordinance of the borough of Homestead with the Mayor and the Clerk of Council of the City of Pittsburgh, shall be sufficient warrant for the execution of this agreement and the carrying out of all provisions of this agreement by the Mayor, the City Treasurer (the Director of the Department of Public Works and the Board of Water Assessors of the City of Pittsburgh.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 23, 1922.

Pittsburgh, November 13, 1922.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said council, this 13th day of November, 1922.

B. J. MARTIN
Clerk of Council.

Ordinance Book 34, Page 36.

No. 406

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to enter into an agreement with the Board of Public Education, for the purpose of leasing a part of the Beechview Playground for the erection of temporary structures and providing conditions for the same.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to enter into an agreement with the Board of Public Education for the purpose of leasing a part of the Beechview Playground for the erection of portable buildings to be used by the school children of the Beechwood Public School, during the construction of the new proposed school house. These portables are to be erected on a strip of ground 65 feet in width, along the eastern edge of playground. This lease shall be in effect for a period of time during the course of the erection of the new proposed building but not to exceed 15 months, after which the portables are to be removed with the exception of the boys and girls' comfort station, which is to become the property of the City of Pittsburgh. The Board of Public Education is to grade the strip of ground occupied in such a manner as will leave the surface at the rising grade of 2%, from the comfort station northwardly, together with the necessary slopes as ordered by the Department of Public Works.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 13th, 1922.

Approved November 16, 1922.

Ordinance Book 34, Page 41.

No. 407

AN ORDINANCE — Designating what is to be known as "The Petty Claims Fund," and defining the manner in which the money appropriated to said Fund shall be paid out in the settlement of small claims which are from time to time presented to the various Departments of the City government, and for which no appropriation or provision is made in the departmental appropriations, and which, therefore, cannot be paid except by Resolution of Council authorizing payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That hereafter all claims not exceeding \$100.00, whether for damages or on contract presented to any Department, or to the Council, shall forthwith be referred to the Department of Law for investigation and report as to the legality thereof and the amount thereof which shall be paid by the City.

Said report shall be made to the City Controller, signed by the City Solicitor, and on approval of said report by the City Controller, the Mayor shall be authorized to draw and the City Controller to countersign a warrant on the City Treasurer for the amount of the claims so certified by the City Solicitor and approved by the City Controller; provided, that the amount of the claim so reported and paid shall not exceed \$100.00.

The Law Department to report to council quarterly all settlements made, name amounts and subject matter.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 13th, 1922.

Approved November 16, 1922.

Ordinance Book 34, Page 42.

No. 408

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway of Georgia street from Lillian street to the City Line, re-establishing the grade thereon and providing for the sloping and parking of the portion of said Georgia street lying without the lines of the sidewalks and roadway.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the width and position of the sidewalks and roadway and the grade of the west curb line of Georgia street, from Lillian street to the city line shall be the same as hereby fixed and re-established as follows, to-wit:

The westerly curb line shall be parallel to and 9.0 feet eastwardly from the westerly line of the street.

The easterly curb line shall be parallel to and 22.0 feet eastwardly from the above described westerly curb line.

The westerly sidewalk shall have a uniform width of 9.0 feet and shall lie along and parallel to the above described curb line.

The easterly sidewalk shall have a uniform width of 9.0 feet and shall lie along and be parallel to the above described easterly curb line.

The roadway shall have a uniform width of 20.0 feet and shall occupy that portion of the street lying between the above described curb lines.

The remaining portion of the street lying without the sidewalks and roadway as above described shall be used for slopes, parking, etc.

Section 2. The grade of the westerly curb line shall begin on the southerly curb line of Lillian street at an elevation of 448.0 feet; thence by a concave parabolic curve for a distance of 12.0 feet to a point of tangent to an elevation of 449.35 feet thence rising at the rate of 17.58% for a distance of 109.27 feet to the northerly line of unnamed 20.0 foot way to an elevation of 468.56 feet, thence rising at the rate of 7% for a distance of 1.10 feet to the City line to an elevation of 468.64 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 13, 1922,

Approved November 16, 1922.

Ordinance Book 34, Page 42.

No. 409

AN ORDINANCE — Accepting the Dedication of certain property in the Nineteenth Ward of the City of Pittsburgh for public use for highway purposes, opening and naming the same "Waddington Avenue" and establishing the grade thereon.

Whereas, Margaretta M. Fleming and David Law Fleming, her husband, David Law Fleming and Margaretta M. Fleming, his wife and Lydia E. Fleming, owners of the property hereinafter described have sessors of the City of Pittsburgh.

executed and delivered to the City of Pittsburgh, their certain deed of dedication bearing date of October 27, 1922; now on file in the office of the Bureau of Engineering of said City wherein they have conveyed said ground to said City for public street or public highway purposes and have released said City from any liabilities for damages for or by reason of the physical grading of said public highway to the grade hereinafter established, Therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same. That said Deed of Dedication be and the same is hereby accepted and the Bureau of Engineering is hereby authorized and directed to place the same on record in the office of the Recorder of Deeds in and for the County of Allegheny.

Section 2. The ground as aforesaid conveyed to said City for public highway purposes shall be and the same is hereby appropriated and opened as a public highway in accordance with the terms of said Deed of Dedication, and shall be known as "Waddington Avenue", the same being bounded and described as follows, to-wit:

Beginning at a point on the northeasterly line of Pioneer Avenue as opened to a width of 50.0 feet, said point being distant 12.30 feet northwardly from a point of curve, said curve having a radius of 551.35 feet; thence by a line deflecting to the left $57^{\circ} 44' 20''$ from the tangent to said curve north $61^{\circ} 52' 00''$ east for a distance of 827.07 feet to the easterly boundary line of Mary J. Keitzer's Plan of Lots and the westerly boundary line of property of Oyers Heirs; thence along said line north $0^{\circ} 42' 00''$ west 45.07 feet to the northerly line of street as shown in Mary J. Keitzer's Plan of Lots; thence along the northerly line of street as shown in Mary J. Keitzer's Plan of Lots and Victoria Place Plan of Lots of south $61^{\circ} 52' 00''$ west 877.01 feet to the northeasterly line of Pioneer Avenue; thence southeastwardly along the northeasterly line of Pioneer Avenue by the arc of a circle deflecting to the right and having a radius of 551.35 feet for the distance of 49.54 feet to the place of beginning.

Section 3. The grade of the northerly curb line shall begin at the northeasterly curb line of Pioneer Avenue at an elevation of 506.18 feet; thence rising at a rate of 1.33 feet per 100 feet for a distance of 16.50 feet to a point to an elevation of 506.40 feet; thence rising at a rate of 0.806 feet per 100 feet for a distance of 366.79 feet to a point of curve to an elevation of 509.36 feet; thence by a convex parabolic curve for a distance of 80.0 feet to a point of tangent to the easterly curb line of Stapleton Street to an elevation of 507.46 feet; thence falling at a rate of 5.56 feet per 100 feet for a distance of 220.80 feet to a point of curve to an elevation of 495.18 feet; thence by a convex parabolic curve for a distance of 44.26 feet to a point of tangent to an elevation of 491.28 feet; thence falling at a rate of 12.09 feet per 100 feet for a distance of 124.43 feet to the westerly curb line of Abingdon Way to an elevation of 476.24 feet; thence falling at a rate of 5.0 feet per 100 feet for a distance of 14.05 feet to the easterly curb line of Abingdon Way to an elevation of 475.54 feet.

Section 4. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said described ground for a public highway in conformity with the provisions of this ordinance.

Section 5. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 13, 1922.

Approved November 16, 1922.

Ordinance Book 34, Page 43.

No. 410

AN ORDINANCE—Vacating Lougeay avenue, between Saline street and the northeast property line of Phebe A. Phillips Plan, in the Fourteenth Ward of the City of Pittsburgh, as laid out and dedicated in the "Plan of the Sub-Division of the Estate of Phebe A. Phillips" in the Fourteenth (formerly Twenty-second) Ward of the City of Pittsburgh approved February 24, 1896.

Whereas it appears by the petition and affidavit on file in the office of the City Clerk, that all of the property owners fronting or abutting on the lines of Lougeay avenue, between Saline street and the northeast property line of Phebe A. Phillips Plan, in the Fourteenth Ward, as laid out and dedicated in the "Plan of the Sub-Division of the Estate of Phebe A. Phillips," in the Fourteenth (formerly Twenty-second) Ward of the City of Pittsburgh have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That Lougeay avenue, between Saline street and the northeast property line of Phebe A. Phillips Plan, in the Fourteenth Ward of the City of Pittsburgh, as laid out and dedicated in the "Plan of the Sub-Division of the Estate of Phebe A. Phillips" in the Fourteenth (formerly Twenty-second) Ward of the City of Pittsburgh approved February 24, 1896 and being recorded in the Recorder's Office of Allegheny County in Plan Book, Vol-15, Page 180, shall be and the same is hereby vacated.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 13, 1922.

Approved November 16, 1922.

Ordinance Book 34, Page 45.

No. 411

AN ORDINANCE — Authorizing the

Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of extensions to, and connections with, existing sewers in the Saw Mill Run Drainage Basin in the City of Pittsburgh and in Union Township, on Crane avenue, Golstrom avenue, Bronson avenue, Pitt street, and the Right of Way of the West Side Belt Railroad Company, describing the same, and authorizing the setting aside of the sum of Seven Thousand (\$7,000.00) Dollars from the proceeds of Saw Mill Run Sewer Bonds, Bond Fund Appropriation No. 214, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of extensions to and connections with existing sewers in the Saw Mill Run Drainage Basin in the City of Pittsburgh and in Union Township, on Crane avenue, Golstrom avenue, Bronson avenue, Pitt street, and the Right of Way of the West Side Belt Railroad Company, as hereinafter described, to wit:

CRANE AVENUE AND RIGHT OF WAY OF THE WEST SIDE BELT RAILROAD COMPANY.

Commencing on Crane avenue in the City of Pittsburgh, by intercepting the existing sewer on Belasco avenue, thence westwardly along Crane avenue to the City line, thence continuing westwardly, southwestwardly, and southwardly along Crane avenue in Union Township to a point about 30 ft. North of Crane avenue bridge over Little Saw Mill Run, thence westwardly across Crane avenue to the right of way of the West Side Belt R. R. Co., thence continuing west-

wardly on, over, across and through the right of way of the West Side Belt R. R. Co., to Little Saw Mill Run in Union Township. Said sewer to be Terra Cotta pipe, 18" in diameter.

Also commencing on Crane avenue, in Union Township, at a point about 100 ft. North of Crane avenue bridge over Little Saw Mill Run by intercepting the said 18" T. C. Pipe Sewer, thence southwardly along Crane avenue to a point about 40 ft. North of the Crane avenue bridge over Little Saw Mill Run, thence westwardly across Crane avenue, to the right of way of the West Side Belt Railroad Company, and continuing westwardly on, over, across and through the right of way of the West Side Belt R. R. Co., to a connection with the existing 20" sanitary sewer in Union Township. Said sewer to be pipe and 8" in diameter.

GOLSTROM AVENUE. BRONSON AVENUE. AND RIGHT OF WAY OF THE WEST SIDE BELT R. R. CO.

Commencing on Golstrom avenue, in the City of Pittsburgh, by intercepting the existing 24" pipe sewer at a point about 10 ft. east of Bronson avenue, thence westwardly along Golstrom avenue and across Bronson avenue to the City line at the right of way of the West Side Belt R. R. Co., thence continuing westwardly on, over, across, and through the right of way of the West Side Belt R. R. Co., to a connection with the existing 20" pipe sewer in Union Township. Said sewer to be terra cotta pipe and 8" in diameter.

PITT STREET AND RIGHT OF WAY OF THE WEST SIDE BELT R. R. CO. IN UNION TWP.

Commencing on Pitt street in Union Township, by intercepting the present sewer at a point about 20 ft. northwest of Coal street (Store avenue) thence northwestwardly along Pitt street to the right of way of the West Side Belt R. R. Co., thence continuing northwestwardly on, over, across, and through the right of way of the West Side Belt R. R. Co., to a connection with the existing 20" pipe sewer in Union Township. Said sewer to be pipe and 8" in diameter.

RIGHT OF WAY OF WEST SIDE BELT R. R. CO., NORTH OF COAST AVENUE IN UNION TWP.

Commencing on the right of way of the West Side Belt R. R. Co., in Un-

ion Township, by intercepting the existing 24" pipe sewer North of Coast avenue, at a point about 30 ft. East of Little Saw Mill Run in Union Township, thence westwardly on, over, across, and through the right of way of the West Side Belt R. R. Co., to a connection with the existing 20" pipe sewer in Union Township. Said sewer to be pipe and 8" in diameter.

The said sewers to be constructed in accordance with Plans Account No. D-3235 and No. D-3236, on file in the Bureau of Engineering. The contract or contracts therefor to be awarded for a sum not to exceed Seven Thousand (\$7,000.00) Dollars, and the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of Seven Thousand (\$7,000.00) Dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds of Saw Mill Run Sewer Bonds, Bond Fund Appropriation No. 214, and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 13, 1922.

Approved November 16, 1922.

Ordinance Book 34, Page 45.

No. 412

AN ORDINANCE — Authorizing and directing the construction of a public sewer on the northwest sidewalk of Bedford avenue, from a point 230 feet southwest of Whitesides road, to the existing sewer on Whitesides road and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on the northwest sidewalk of Bedford avenue, from a point about 230 feet southwest of Whitesides road, to the existing sewer on Whitesides road. Commencing on the northwest sidewalk of Bedford avenue at a point about 230 feet southwest of Whitesides road, thence northeastwardly along the northwest sidewalk of Bedford avenue, to the existing sewer on Whitesides road. Said sewer to be terra cotta pipe and twelve (12") inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of One Thousand Two Hundred (\$1,200.-00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 13, 1922.

Approved November 16, 1922.

Ordinance Book 34, Page 47.

No. 413

AN ORDINANCE — Authorizing the and directing the construction of a public sewer on the north sidewalk of Margaretta street, from a point

about 140 feet east of North St. Clair street, to the existing sewer on North St. Clair street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That a public sewer be constructed on the north sidewalk of Margaretta street, from a point about 140 feet east of North St. Clair street, thence westwardly along the north sidewalk of Margaretta street, to the existing sewer on North St. Clair street. Said sewer to be terra cotta pipe and twelve (12) inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of One Thousand One Hundred (\$1,100.-00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 13, 1922.

Approved November 16, 1922.

Ordinance Book 34, Page 48.

No. 414

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to ad-

advertise for proposals and to award a contract or contracts for the construction of relief sewers on Ravenna street, Carron street, Alder street, South Highland avenue, College avenue, and Pierce street, from Swope street to Maryland avenue, and authorizing the setting aside of the sum of Sixty-Five Thousand (\$65,000.00) Dollars from the proceeds of Bond Fund Appropriation No. 236, "Sewer Bonds 1922," for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of relief sewers on Ravenna street, Carron street, Alder street, South Highland avenue, College avenue, and Pierce street, from Swope street to Maryland avenue, said contract or contracts to be awarded for a sum not to exceed Sixty-five Thousand (\$65,000.00) Dollars, and the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.*

Section 2. That for the payment of the cost thereof, the sum of Sixty-five Thousand (\$65,000.00) Dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds of Bond Fund Appropriation No. 236, "Sewer Bonds 1922," and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 13, 1922.

Approved November 16, 1922.

Ordinance Book 34, Page 49.

No. 415

AN ORDINANCE—Granting unto the Great Atlantic & Pacific Tea Company and John E. Born, their successors and assigns, the right to construct, maintain and use a switch track on and across a section of Westinghouse Park and Murtland avenue located at Murtland avenue and the Pennsylvania Railroad Right-of-way connecting said track with the industrial track of the Pennsylvania Railroad, 14th Ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Great Atlantic & Pacific Tea Company and John E. Born, their successors and assigns, be and are hereby given the right and authority, at their own cost and expense, to construct, maintain and use a switch track on and across a section of Westinghouse Park located at a point, 60' east of Murtland avenue at the intersection of the Pennsylvania Railroad Right-of-way to 3' 9" at Murtland avenue from the said right-of-way; thence across Murtland avenue from the east building line to the west building line for a distance of 50' and 10' out from the right-of-way, for the purpose of conveying materials, etc. from the industrial track of the Pennsylvania Railroad to the properties of the Great Atlantic & Pacific Tea Company and John E. Born, 14th Ward, Pittsburgh, Pa.*

The said track shall be constructed in accordance with the provisions of this ordinance and in accordance with the plans hereto attached and identified as Accession No. A-198, Folder "A", in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed Switch Track on and across a section of Westinghouse Park and Murtland avenue, 14th Ward, Pittsburgh, Pa. for the Great Atlantic & Pacific Tea Company and John E. Born".

Section 2. The said parties prior to the beginning of construction of track shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans showing location and all details for the construction of said track and the said plans and the construction of track shall be subject to

the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of track on City streets, and compensation for same.

Section 4. The said grantees shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said track. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of the said track upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Great Atlantic & Pacific Tea Company and John E. Born, their successors and assigns, to that effect; and that the said grantees shall, when so notified at the expiration of the said six months, forthwith, remove the said track and replace the street to its original condition, at their own cost and expense.

Section 6. The said grantees shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and subsurface structures therein, by reason of the construction, maintenance and use of the said track, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This or-

dinance shall become null and void unless within thirty (30) days after its passage and approval, the Great Atlantic & Pacific Tea Company and John E. Born shall file with the City Controller their certificates of acceptance of the provisions thereof.

Section 8. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 20, 1922.

Approved November 23, 1922.

Ordinance Book 34, Page 50.

No. 416

AN ORDINANCE — Authorizing and directing the grading, paving and curbing of Jackson street, from Mellon street to North Highland avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Jackson street, between Mellon street and North Highland avenue, have petitioned council of the City of Pittsburgh to enact an ordinance for the grading, paving and curbing of the same, therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That Jackson street, from Mellon street to North Highland avenue, be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinance of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to ex-

ceed the total sum of Twenty-four Thousand (\$24,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 20, 1922.

Approved November 23, 1922.

Ordinance Book 34, Page 52.

No. 417

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the regrading, repaving, recurbings, and otherwise improving of certain streets forming parts of, and connecting approaches to the Sixteenth Street Bridge, describing the same, and authorizing the setting aside of the sum of Seventy-nine Thousand (\$79,000.00) Dollars from the proceeds derived from the sale of "Sixteenth Street Bridge Approach Bonds, 1922," for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the regrading, repaving, recurbings, and otherwise improving of certain streets forming parts of, and connecting approaches to the Sixteenth Street Bridge, to wit:

Progress street, from Chesbro street to a point 490.1 ft. East of Heinz street;

Heinz street, from Progress street to South Canal street;

Sixteenth street, from Penn avenue to Spring way; and

Penn avenue, from a point 192 ft. West of Sixteenth street, to a point 250 ft. east of Sixteenth street,

said contract or contracts to be entered into with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof, the sum of Seventy-nine Thousand (\$79,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from the proceeds derived from the sale of "Sixteenth Street Bridge Approach Bonds, 1922", and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 20, 1922.

Approved November 23, 1922.

Ordinance Boop 34, Page 53.

No. 418

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Health to advertise for proposals and to award a contract or contracts for the construction and erection of a Building for a Dormitory for the Tuberculosis Hospital, located at the Leech Farm, Pittsburgh, Pennsylvania, and authorizing the setting aside of Eighty One Thousand Five Hundred Forty (\$81,540) dollars from the proceeds of the Tuberculosis Hospital Improvement Bonds, 1919 Bond Fund Appropriation No. 231, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Public Health shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts

to the lowest responsible bidder or bidders for the construction of a Building for a Dormitory at the Tuberculosis Hospital, on the Leech Farm, for a sum not to exceed Eighty-One Thousand Five Hundred Forty (\$81,540) Dollars, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work, in accordance with the laws and ordinances governing said City.

Section 2. That the sum of Eighty-One Thousand Five Hundred Forty (\$81,540) Dollars or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of the Tuberculosis Hospital Improvement Bonds, 1919 Bond Fund Appropriation No. 231, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 20, 1922.

Approved November 23, 1922.

Ordinance Book 34, Page 53.

No. 419

AN ORDINANCE — Changing the name of Kennedy Road between Dunmoyle street and Fair Oaks street, in the Fourteenth Ward to "Kipling Road".

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the name of Kennedy road, in the Fourteenth Ward, from Dunmoyle street to Fair Oaks street, shall be and the same is hereby changed to "Kipling Road."

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 20, 1922.

Approved November 23, 1922.

Ordinance Book 34, Page 54.

No. 420

AN ORDINANCE—Levying and assessing taxes and water rent for the fiscal year beginning January 1, 1923, and ending December 31, 1923, upon all property subject to taxation within the limits of the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That for the purpose of providing sufficient revenue for the payment of the ordinary current expenses of said city, for the payment of interest on the funded and floating indebtedness of said city and of the constituent units constituting the present City of Pittsburgh, created prior to their annexation to or consolidation with said city, for the payment of the amounts required to be paid to the several sinking funds for the retirement at maturity of the outstanding indebtedness of said city and of the constituent units constituting the present City of Pittsburgh, created prior to their annexation to or consolidation with said city, due or to become due during the fiscal year beginning January 1, 1923, and ending December 31, 1923, and for the payment of other liabilities of said city due or to become due during the fiscal year beginning January 1st, 1923, and ending December 31st, 1923, the following taxes shall be and the same are hereby levied and assessed upon all property taxable for state, county and city purposes within the limits of said city, viz: (20) mills upon each dollar of the assessed valuation of land and twelve (12) mills upon each dollar of the assessed valuation of all buildings.

Section 2. The Board of Water Assessors shall assess water rents for the period from January 1, 1923, to December 31, 1923, inclusive:

FOR EACH FAMILY USING FOR DOMESTIC PURPOSES.

One room	\$ 1.50
Each additional room except bath-rooms	1.00
For each premises using for domestic purposes in addition to the above:	
Sinks, slop sinks.....each	.75
Spigots not otherwise specified	each .75
Set washstands, one in bath-room	Free

Set washstands, self closing	each	1.00
Set washstands, other than self-closing	each	2.00
Tubs, each compartment	each	.50
Bath tubs	each	2.00
Baths, shower	each	5.00
Water closets, self-closing, each		3.00
Water closets, other than self-closing	each	4.00
Water closets, constant flow, $\frac{1}{4}$ inch orifice	each	35.00
	Metered rates	
Water closets, constant flow, $\frac{1}{4}$ inch orifice	each	55.00
	Metered rates	
Water closets, constant flow, with orifice larger than $\frac{1}{4}$ inch not allowed.		
Water closets, outside	each	3.00
	Metered rates	
Urinals, self closing	each	1.50
Urinals, other than self-closing	each	3.00
Urinals, constant flow, $\frac{1}{4}$ inch orifice	each	35.00
	Metered rates	
Urinals, constant flow, $\frac{1}{4}$ inch orifice	each	55.00
	Metered rates	
Urinals, constant flow, with orifice larger than $\frac{1}{4}$ inch not allowed.		
Wash, pave or other hose attachments, $\frac{1}{2}$ inch or $\frac{3}{4}$ inch (no hose connections larger than $\frac{3}{4}$ inch allowed)	each	5.00
Lawn sprinklers	each	15.00
Hydrants, upright on public street or alley	each	10.00
Hydrants, self-closing, per family using	each	.50
Hydrants, other than self-closing, per family using	each	2.00
Steam or water boilers for heating ten rooms or under		2.00
Additional for each room above ten		.20
Water meters for washing purposes, in houses of 1 to 4 rooms	each	3.50
Vacuum cleaners, in houses of 1 to 4 rooms	each	3.50
Water motors for washing purposes, in houses of 5 to 7 rooms	each	6.00
Vacuum cleaners, in houses of 5 to 7 rooms	each	6.00
Water motors for washing purposes, in houses of 8 to 10 rooms	each	12.00
Vacuum cleaners, in houses of 8 to 10 rooms	each	12.00

Water motors for washing purposes, in houses of 11 to 13 rooms	each	15.00
Vacuum cleaners, in houses of 11 to 13 rooms	each	15.00
Water motors for washing purposes, in houses of 14 rooms and upwards	each	20.00
Vacuum cleaners, in houses of 14 rooms and upwards	each	20.00
Water motors for any other purposes supplied only at metered rates.		
Motor washers shall be assessed as long as they remain in the premises.		

BOARDING AND ROOMING HOUSES.

In addition to the foregoing rates for domestic purposes:		
Boarders and roomers, not exceeding five		2.00
Boarders and roomers, not exceeding ten		5.00
Boarders and roomers, not exceeding twenty-five		10.00
Boarders and roomers, each additional twenty-five		5.00

HOTELS, RESTAURANTS, ETC.

Hotels of not more than twenty-five rooms	per room	1.25
Hotels of more than twenty-five rooms	per room	1.25
	Metered rates	
Bar, including water fixtures,	each	30.00
	Metered rates	
Kitchen, according to the number of draw cocks	10.00 to	50.00
Sinks, slop sinks	each	6.50
Set washstands, cold, self-closing	each	3.00
Set washstands, hot and cold, self-closing	each	4.50
Set washstands, other than self-closing	each	7.00
Baths, private, for the use of guests	each	7.00
Baths, public	each	12.50
Baths, shower	each	15.00
Water closets, self-closing	each	5.50
Water closets, other than self-closing	each	9.00
Water closets, constant flow, $\frac{1}{4}$ orifice	each	35.00
	Metered rates	

Urinals, constant flow, $\frac{1}{4}$ inch orificeeach 55.00
Metered rates

Urinals, constant flow, with orifice larger than $\frac{1}{4}$ inch not allowed.

Fixtures and water uses not enumerated under this heading shall be assessed under the heading, "Hotels, Restaurants, Etc."

Breweries, capacity 10,000 bbls. or less per annum.....per bbl. .03
Metered rates

Breweries, capacity 10,000 to 30,000 bbls, per annum.....per bbl. .02 $\frac{1}{2}$
Metered rates

Breweries, capacity 30,000 bbls. or more—per annum.....per bbl. .02
Metered rates

Billiard tables, from one to three tableseach 1.00

Additional tableseach .50

Bowling alleys, from one to three alleyseach alley 1.00

Additional alleyseach .50

Barber shops, no additional charge for stationary washstands, each chair..... 7.50

Blacksmith forges, one or two fireseach fire 6.00

Blacksmith forges, additional fires.....each additional fire 4.00

Brick yards, summer yards, per gang of six men.....each gang 15.00

Brick yards, using machinery on all brick made.....per 1,000.... .03

Bakeries, per bbl. of flour usedper bbl. .05
Metered rates

Dye establishments, per tub or machineeach 10.00

Laundries, per washing machineeach 50.00
Metered rates

All establishments doing a laundry business for profit not using washing machines 50.00

Photograph or blueprint galleries, per batheach 15.00

Slaughter houses, per head dressedeach .10
Metered rates

Hydraulic elevators, according to capacityfrom \$100 to 1,500
Metered rates

Bottling housesMetered rates

Malting housesMetered rates

NatatoriumsMetered rates

Natatoriums, where the use of the same is given free to school children at least one

time each week, 50 per cent. of the

Metered rates

Refrigerating plants, large or smallMetered rates

PUBLIC BUILDINGS OTHER THAN SCHOOL BUILDINGS

Steam or water boilers for heating, 1 to 10 h. p.....per h. p. 1.00

Additional for each h. p. over 10 h. p. 2.00

Wash paveeach 5.00

Fixtures or water uses not enumerated under this heading shall be assessed under the heading of "Hotels, Restaurants, Etc."

SCHOOL BUILDINGS

Rooms 1.50

Wardrooms, cloakrooms, etc..... Free

Water closets, self-closing, each 3.00

Water closets, other than self-closingeach 4.00

Water closets, constant flow, $\frac{1}{4}$ inch orifice.....each 35.00
Metered rates

Water closets, constant flow, $\frac{1}{4}$ inch orificeeach 55.00
Metered rates

Water closets, constant flow, with orifice larger than $\frac{1}{4}$ inch not allowed.

Set washstands, self-closingeach 1.00

Set washstands, other than self-closingeach 2.00

Sinks, slop sinks, self-closingeach 1.00

Sinks, slop sinks, other than self-closingeach 2.00

Urinals, self-closing.....each 1.50

Urinals, other than self-closingeach 3.00

Urinals, constant flow, $\frac{1}{4}$ inch orificeeach 35.00
Metered rates

Urinals, constant flow, $\frac{1}{4}$ inch orificeeach 55.00
Metered rates

Urinals, constant flow, with orifice larger than $\frac{1}{4}$ inch not allowed.

Boilers for steam heating, each 10.00

Boilers for power purposes.....per each h. p. 1.50

Gas engines with circulating tanks.....per each h. p. 1.50

Water closets, constant flow, ¼ inch orifice.....each	55.00
Metered rates	
Water closets, constant flow, with orifice larger than ¼ inch not allowed.	
Urinals, self-closing.....each	5.00
Urinals, other than self-closing.....each	7.00
Urinals, constant flow, ¼ inch orifice .....each	35.00
Metered rates	
Urinals, constant flow, ¼ inch orifice .....each	55.00
Metered rates	
Urinals, constant flow, with ori- fice larger than ¼ inch not allowed.	
Laundries attached to hotels, per room in hotel	.50
Steam or water boilers for heat- ing, for each room from 1 to 10	.75
Additional for each room above 10	.50
Steam boilers for power pur- poses, per each h. p.....	3.50
Metered rates	
Gas engines, with circulating tanks, per each h. p.	1.50
Metered rates	
Gas engines, without circulating tanks, per each h. p.....	3.00
Metered rates	
Water for either cooling or flushing purposes supplied only at metered rates.	
Elevators, hydraulic, according to capacity.....each 100.00 to \$1,500	
Hydrants, upright, for water- ing horses .....each	20.00
Wash pave .....each	3.00
Hose, ½ inch or ¾ inch.....each	7.50
Hose, larger than ¾ inch.....each	20.00
Metered rates	
Motor washers for washing, etc. ....each	40.00
Metered rates	
Spigots for ordinary purposes not enumerated.....each	8.00
Restaurants and eating houses in addition to above rates for hotels, restaurants, etc.:	
Guests, not exceeding 100 daily	10.00
Metered rates	
Guests, not exceeding 200 daily	20.00
Metered rates	
Guests, not exceeding 500 daily	30.00
Metered rates	

Guests, not exceeding 1,000 daily	50.00
Metered rates	

WORKSHOPS, STORES, AMUSE- MENT PLACES, ETC.

Stores of any character, amuse- ment places, meeting places except regular meeting places of religious denominations, first floor, per 100 square feet	1.00
All additional floors contained in the same building and oc- cupied by one tenant, per 100 square feet	.75
When occupied by more than one tenant, per 100 square feet	1.00
Offices .....each room	2.00
Office buildings, exceeding 25 rooms, shall be supplied only at	Metered rates
Ware houses with water serv- ice on premises, per floor.....	10.00
Metered rates	
Warehouses without water on premises .....each	10.00
A warehouse is here defined as a building used solely and entirely for the storage of goods.	
In addition to the rates enum- erated above:	
Sleeping rooms, with stationary washstand .....each	4.00
Sleeping rooms, without station- ary washstand .....each	3.00
Set washstands, self-closing.....each	1.50
Set washstands, other self-clos- ing .....each	2.00
Baths .....each	4.00
Shower baths .....each	10.00
Water closets, self-closing.....each	3.00
Water closets, other than self- closing .....each	5.00
Water closets, constant flow, ¼ orifice .....each	35.00
Metered rates	
Water closets, constant flow, ¼ inch orifice .....each	55.00
Metered rates	
Water closets, constant flow, with orifice larger than ¼ inch not allowed.	
Urinals, self-closing .....each	2.00
Urinals, other self-closing each	4.00
Urinals, constant flow, ¼ inch orifice .....each	35.00
Metered rates	

Gas engines, without circulating tanks	per each h. p.	3.00
Hose	each	5.00
Livery and boarding stables	per stall	3.00
	Metered rates	
Vehicles in livery or boarding stables	each	3.00
	Metered rates	
Hose for use in livery or boarding stables	each	25.00
	Metered rates	
Horses not in livery or boarding stables	each	2.50
Vehicles not in livery or boarding stables	each	2.00
Automobiles	each	5.00
Cows	each	1.50

Fixtures and water uses not enumerated under this heading shall, in case of public stables, be assessed under the heading, "Hotels, Restaurants, Etc", and in case of private stables, under the heading, "Domestic Purposes."

SPRINKLING CARTS.

Capacity 250 gals. or less, per month	18.00
Capacity 550 gals. or less, per month	33.00
Capacity greater than 550 gals. per month	Metered rates

FOUNTAINS AND AQUARIA

Flowing ten hours per day, six months per year, counter jets in stories, 1-16 inch.....	each	8.00
	Metered rates	
Gardens, etc., 1-16 inch jet, each	8.00	
	Metered rates	
Gardens, etc., each additional jet	each	3.00
	Metered rates	
Gardens, etc., ¼ inch jet, each	10.00	
	Metered rates	
Gardens, etc., each additional jet	each	5.00
	Metered rates	
Gardens, etc., ¼ inch jet, each	18.00	
	Metered rates	
Gardens, etc., each additional jet	each	10.00
	Metered rates	
Gardens, etc., ½ inch jet, each.....	50.00	
	Metered rates	

BUILDING PURPOSES.

Stone	per perch	.05
Brick	per 1,000	.10

Plaster ....per 100 square yards	.50
Cement flooring	
.....per 100 square feet	.12
Concrete	per cubic yard
	.05

EXONERATIONS.

FOR VACANCIES—Where the premises is vacant and the entire supply of water shall, at the owner's written notice served on the Board of Water Assessors, be turned off by their direction by the Bureau of Water, and such water shall be turned on only by the Bureau of Water, at the owner's written notice to the Board of Water Assessors, exonerations of ninety (90%) per cent. for the flat assessment for the period during which the water is shut off shall be issued; provided that the period during which the water is shut off is greater than sixty (60) days consecutively.

All requests for exonerations for excessive assessments must be made during the current year in which the assessments are made, or during twelve (12) months after the termination of said year, and no exoneration shall be granted after said period has expired.

FOR CHANGES IN WATER USES—

Where fixtures are removed and water uses discontinued, exoneration will be issued during covering the discontinued use from the date of approval of contract covering the revised water uses. In case any owner of any premises shall cause or allow water to be used for any purpose or in any fixture for which there is no approved water contract on file in the office of the Bureau of Water, the rate for such usage or fixtures shall be at the rate specified in the foregoing schedule, and shall date from the preceding January 1st, and the water for the entire premises shall be shut off until an approved contract for such additional water uses or fixtures has been signed and placed on file in the office of the Bureau of Water.

All fixtures on any premises, whether user or not, will be assessed as long as they remain in position.

WATER FOR FIRE PURPOSES.

No charge shall be made for water used during fires. All water used through fire systems, except during fires, shall be charged for at metered rates. All fire systems shall be

metered, excepting sprinkler head systems, and the minimum charge for each quarter shall be as follows:

2" and 3" meters.....\$2.00 per quarter
4" meters 3.00 per quarter
6" meters and over.... 4.50 per quarter

EXPLANATION OF FOREGOING SCHEDULE.

In the foregoing schedule of rates, in cases where both flat and metered rates are specified, such flat rates shall govern until a meter or meters, controlling the entire supply of water, shall have been furnished by the City of Pittsburgh and installed, when the metered water rates, rules and regulations shall govern. In the foregoing schedule of rates, in cases where metered rates only are specified and the meter or meters are not in service or approved service during any portion of the water rent period, the registration for the portion of the water rent period during which the meter or meters are in approved service or the registration during the preceding water rent period, shall be applied pro rata to the period during which the meter or meters are not in approved service. All water supplied at metered rates shall be at the following rates per quarter year:

METERED WATER RATES.

First 250,000 gallons or less.....
.....18c per 1,000 gallons
Second 250,000 gallons or less.....
.....16c per 1,000 gallons
Third 250,000 gallons or less.....
.....14c per 1,000 gallons
Fourth 250,000 gallons or more
.....12c per 1,000 gallons

Hospitals, dispensaries and such other charities as are supported by public and private contributions, shall be charged at the rate of seven (7) cents per thousand gallons; provided, however, that hospitals supported by public charity shall receive free of all charge two hundred fifty (250) gallons of water per person per day, and schools supported by private charity shall receive free of all charge twenty-five hundred (2,500) gallons of water per pupil per annum.

All hospitals and charitable institutions and maintaining laundries for commercial purposes, or maintaining and operating hydraulic power pro-

ducing machinery, shall pay the usual and fixed rate for all water used for such purposes.

All hospitals or charitable institutions within the City of Pittsburgh which operate and maintain laundries for commercial purposes, or operate hydraulic power producing machinery, shall maintain separate water lines for such laundries or hydraulic power producing machinery, and all water used for such purposes shall be separately and specially metered.

For all water taken, the rate for which is not specifically provided and which is not measured by meter, the quantities shall be estimated and charged for at the above metered rates; and provided, further, that in no case where metered water rates are in force shall the charge for each premises for each quarter be less than the amount specified in the following schedule:

25 cents per quarter for 1 and 2 roomed dwelling house premises,
50 cents per quarter for 3 and 4 roomed dwelling house premises,
\$1.00 per quarter for 5 and 6 roomed dwelling house premises,
\$1.25 per quarter for 7 and 8 roomed house premises,
\$2.00 per quarter for 9 and 10 roomed dwelling house premises
\$2.50 per quarter for 11 and 12 roomed dwelling house premises
\$3.00 per quarter for 13 and 14 roomed dwelling house premises,
\$4.00 per quarter for 15 and 16 roomed dwelling house premises,
\$5.00 per quarter for dwelling house premises of more than 16 rooms, and for all premises not included in the above schedule the minimum charge shall be 2½ per cent. of the yearly flat assessment per quarter, excepting in each case where a premise is equipped with an auxiliary water supply consisting of a pumping engine of not less than 50,000 gallons per day capacity and a reserve tank of not less than 3,000 gallons capacity, the minimum charge for each quarter year shall be as follows:

For each ½ inch meter.....\$ 2.00
For each ¾ inch meter..... 3.00
For each 1 inch meter..... 5.00
For each 1 ¼ inch meter..... 7.50
For each 1 ½ inch meter..... 10.00
For each 2 inch meter..... 12.50
For each 3 inch meter..... 20.00

For each 4 inch meter..... 30.00
 For each meter larger than 4
 inch 50.00

The meter or meters to be used must first be approved by the Bureau of Water, must be installed under the direction of and in a manner satisfactory to the Bureau of Water, shall at all times be accessible to the Board of Water Assessors and the Managing Engineer of the Bureau of Water, their agents or assistants. Metered rates charged to any premises cannot be changed to flat rates. All auxiliary meters and all meters for fire service must be furnished by and at the expense of the property owner.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 22, 1922.

Approved November 23, 1922.

Ordinance Book 34, page 55.

No. 421

AN ORDINANCE — Establishing the grade of Wilt street, from Haslage avenue to Leister street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the easterly curb line of Wilt street, from Haslage avenue to Leister street be and the same is hereby established as follows, to-wit:

Beginning on the northerly curb line of Haslage avenue at an elevation of 355.55 feet; thence rising at a rate of 5% for a distance of 9.28 feet to the northerly line of Haslage avenue to an elevation of 356.01 feet; thence rising at a rate of 15% for a distance of 116.04 feet to the southerly line of Yetta avenue to an elevation of 373.42 feet; thence rising at a rate of 5% for a distance of 66.41 feet to a point of curve to an elevation of 376.74 feet; thence by a convex parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 375.24 feet; thence falling at a rate of 10% for a distance of 36.06 feet to the southerly line of Leister street to an elevation of 371.63 feet; thence falling at a rate of 6% for a distance of 10.44 feet to the southerly curb line of

Leister street to an elevation of 371.0 feet; thence level for a distance of 35.97 feet to the northerly line of Leister street.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 27, 1922.

Approved November 29, 1922.

Ordinance Book 34, Page 63.

No. 422

AN ORDINANCE—Re-establishing the grade of Leister street, from Wilt street to Brickell street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the north curb line of Leister street, from Wilt street to Brickell street be and the same is hereby re-established as follows, to-wit:

Beginning on the easterly curb line of Wilt street at an elevation of 371.0 feet; thence falling at a rate of 5.08% for a distance of 444.51 feet to the westerly curb line of Brickell street to an elevation of 348.42 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 27, 1922.

Approved November 29, 1922.

Ordinance Book 34, Page 64.

No. 423

AN ORDINANCE—Re-establishing the grade of Yetta avenue, from Wilt street to Hunnell street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the southerly curb line of Yetta avenue, from Wilt street to Hunnell street be and the same is hereby re-established as follows, to-wit:

Beginning on the easterly curb line of Wilt street at an elevation of 373.94 feet; thence rising at a rate of 5% for a distance of 9.28 feet to the easterly line of Wilt street to an elevation of 374.40 feet; thence rising at a rate of 8% for a distance of 64.44 feet to a point of curve to an elevation of 379.55 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of tangent to an elevation of 382.43 feet; thence falling at a rate of 2.25% for a distance of 667.98 feet to the westerly curb line of Lappe lane to an elevation of 367.40 feet; thence level for a distance of 23.35 feet to the easterly curb line of Lappe lane; thence by a convex parabolic curve for a distance of 21.40 feet to a point of tangent to an elevation of 366.68 feet; thence falling at a rate of 6.7% for a distance 376.69 feet to the westerly curb line of Hunnell street to an elevation of 341.44 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 27, 1922.

Approved November 29, 1922.

Ordinance Book 34, Page 64.

No. 424

AN ORDINANCE—Amending an ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with the Borough of Homestead, in the manner and form provided for herein, for the purpose of enabling the City of Pittsburgh to sell water to the Borough of Homestead, subject to the terms and conditions herein provided," which became a law November 13, 1922.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Section 1, paragraph 1 (a) of an Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with the Borough of Homestead, in the manner and form provided for herein, for the purpose of enabling the City of Pittsburgh to sell water to the Borough of Homestead, subject to the terms and conditions herein provided,"

which became a law November 13, 1922, which reads as follows:

"(a) The Borough agrees to furnish all the material for and install complete a twenty-four inch cast iron water main, or a thirty inch steel main, including all necessary and required facilities and appurtenances from the end of the present twenty-inch city water main at Second avenue and Alluvian street, along said Second avenue or such other streets, ways, alleys and rights of way through private property as may be agreed upon by the Borough and City, to a point on the north bank of the Monongahela river, opposite the Borough of Homestead or West Homestead, where the Borough will install a meter of a type approved by the Director of the Department of Public Works of the City. From this meter the Borough will lay a pipe line across the river and connect it with the Borough's water distribution system," be and the same is hereby amended to read as follows:

"(a) The Borough agrees to furnish all the material for and install complete a twenty-four inch cast iron water main, or a thirty inch steel main including all necessary and required facilities and appurtenances from the end of the present twenty-inch city water main at Second avenue and Alluvian street, along said Second avenue or such other streets, ways, alleys and rights of way through private property as may be agreed upon by the Borough and City, to a point on the north bank of the Monongahela river, opposite the Borough of Homestead where the Borough will install meters of a type approved by the Director of the Department of Public Works of the City. From these meters the Borough will lay a pipe line across the river and connect it with the Borough's water distribution system."

That Section 1, paragraph 2 (b) of said Ordinance, which reads as follows:

"(b) The City will afford to the Borough all necessary rights of way in, under and along the streets of the City of Pittsburgh for the said feeder main, and particularly in, under and along Second avenue, in the said City, together with all necessary street opening permits," be and the same is hereby amended to read as follows:

"(b) The City will afford to the Borough such rights of way in, under and along the streets and high-

ways of the City as it may possess therein and can confer upon said Borough, together with all necessary street opening permits."

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 27, 1922.

Approved November 29, 1922.

Ordinance Book 34, Page 65.

No. 425

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the regrading and repaving to the full width of Try way, from Second avenue to Greenough street, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, and to award a contract or contracts to the lowest responsible bidder or bidders for the regrading and repaving to the full width of Try way, from Second avenue to Greenough street, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof, the sum of Thirty-one Hundred (\$3,100.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 1590, General Repaving, Schedule E, and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 27, 1922.

Approved December 4, 1922.

Ordinance Book 34, Page 66.

No. 426

AN ORDINANCE—Providing for the letting of a contract or contracts by the Mayor and the Director of the Department of Public Health for the collection, removal and disposal of rubbish and garbage within the limits of the City of Pittsburgh for a period of one year from January 1, 1923.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Public Health shall be and they are hereby authorized and directed to advertise for proposals, and to let a contract or contracts for the collection, removal and disposal of rubbish and garbage within the limits of the City of Pittsburgh to a point or points, and in such manner, as may be designated and approved by the Director of the Department of Public Health, in accordance with the specifications approved by Council on November 22, 1920, for a period of one year from January 1, 1923, as may be deemed for the best interests of the City, and to enter into a contract or contracts with the successful bidder or bidders for the same, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances in such cases made and provided, and charge the same to Appropriation Code Account 1261, Bureau of Sanitation, Department of Public Health.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 27, 1922.

Approved December 4, 1922.

Ordinance Book 34, Page 67.

No. 427

AN ORDINANCE — Establishing the grade of Amman street, from Stapleton street to Blaine street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the grade of the southerly curb line of Amman street, from Stapleton street to Blaine street shall be and the same is hereby established as follows, to-wit:

Beginning at the westerly curb line of Stapleton street at an elevation of 479.37 feet; thence falling at the rate of 2.82% for a distance of 95.81 feet to a point of curve to an elevation of 476.67 feet; thence by a concave parabolic curve for a distance of 94.82 feet to a point to an elevation of 475.10 feet, said point being perpendicularly opposite the intersection of the northerly curb line of Amman street and the easterly curb line of Blaine street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 4, 1922.

Approved December 6, 1922.

Ordinance Book 34, Page 68.

No. 428

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Emerald street, from a point about 90 feet south of McClain street, to the existing sewer on McClain street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That a public sewer be constructed on Emerald street, from a point about 90 feet south of McClain street, to the existing sewer on McClain street. Commencing on Emerald street at a point about 90 feet south of McClain street, thence northwardly along Emerald street to the existing sewer on McClain street. Said sewer to be terra cotta pipe and twelve (12) inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the

Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Six Hundred (\$600.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 4, 1922.

Approved December 6, 1922.

Ordinance Book 34, Page 68.

No. 429

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Lamont street, from a point about 15 feet west of A street, to the existing sewer on Lamont street at B street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That a public sewer be constructed on Lamont street, from a point about 15 feet west of A street, to the existing sewer on Lamont street at B street. Commencing on Lamont street at a point about 15 feet west of A street, thence westwardly along Lamont street to the existing sewer on Lamont street at B street. Said sewer to be terra cotta pipe and twelve (12) inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and

directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of Two Thousand (\$2,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 4, 1922.

Approved December 6, 1922.

Ordinance Book 34, Page 69.

No. 430

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of retaining walls on the westerly line of Ruth street, in front of the property owned by Stuckeman Brothers, and authorizing the setting aside of the sum of \$5,000.00 from Code Account No. 1589, Retaining Wall Schedule, Bureau of Engineering, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of retaining walls on the westerly line of Ruth street, in front of property

owned by Stuckeman Brothers, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of \$5,000.00, or so much thereof as may be necessary, is hereby set apart and appropriated from Code Account No. 1589, Retaining Wall Schedule, Bureau of Engineering, and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 4, 1922.

Approved December 6, 1922.

Ordinance Book 34, Page 70.

No. 431

AN ORDINANCE — Authorizing and directing the grading, paving and curbing of Pioneer avenue, from West Liberty avenue to Brookline boulevard, and the construction of a storm sewer for the drainage thereof, including the extension of a lateral storm sewer on Stetson street to a connection with the existing storm sewer on West Liberty avenue and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That Pioneer avenue from West Liberty avenue to Brookline boulevard, be graded, paved and curbed, and that a storm sewer be constructed for the drainage thereof, including the extension of a lateral storm sewer on Stetson street to a connection with the existing storm sewer on West Liberty avenue.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of

Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street including the construction of a storm sewer therefor, between said points, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of One Hundred Eighty Thousand (\$180,000.00) Dollars which is the estimate of the whole cost as published by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 4, 1922.

Approved December 7, 1922.

Ordinance Book 34, Page 72.

No. 432

AN ORDINANCE—Repealing Ordinance No. 587, entitled "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Christian Burkel, George Columbus and Clara M., his wife; S. A. Craig, Donald Coutts and Ottelia, his wife; Thomas H. Davis, Alexander Dempster, William W. Ford, W. W. Ford, Fairhaven Building & Loan Association, Daniel D. Gallagher and Paulina, his wife; James F. Gilson, J. E. Garrigan, Charles R. Gisler, William Joseph Graney, Frederick Hampe, Robert E. Heber, Eva I. Jamieson, John King and Mary E. his wife, Mary M. Loughran, J. L. Lewis, Mrs. Minnie Lindsay, George H. Lepper, Guy A. Murphy, Stefan Machaj and Stefania, his wife; John R. Miller and Edna, his wife; John C. Miller, Victor H. Myers and Alta, his wife; W. Miller, H. R. Miller, Jas. L. McKee, J. M. McClaren, Pennsylvania Savings & Loan Association, Pittsburgh & West Virginia Railway Company, H. Rautenstrauch, J. Schafer, Leo J. Sweeney and Irene, his wife; Mrs. A. Steel, Cvijan Valemirovich and Draga, his wife; J. Williams, Heirs and J. B. Zimmerman, situate in the 18th Ward of the City of Pittsburgh for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor," approved December 23, 1921 and recorded in Ordinance Book, Vol. 33, Page 166, be and the same is hereby repealed.

Company, H. Rautenstrauch, J. Schafer, Leo J. Sweeney and Irene J., his wife, Mrs. A. Steel, Cvijan Valemirovich and Draga, his wife; J. Williams, Heirs and J. B. Zimmerman, situate in the 18th Ward of the City of Pittsburgh for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor" approved December 23, 1921 and recorded in Ordinance Book, Vol. 33, Page 166.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Ordinance No. 587, entitled, "An ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Christian Burkel, George Columbus and Clara M., his wife; S. A. Craig, Donald Coutts and Ottelia, his wife; Thomas H. Davis, Alexander Dempster, William W. Ford, W. W. Ford, Fairhaven Building & Loan Association, Daniel E. Gallagher and Paulina, his wife; James F. Gilson, J. E. Garrigan, Charles R. Gisler, William Joseph Graney, Frederick Hampe, Robert E. Heber, Eva I. Jamieson, John King and Mary E., his wife; Mary M. Loughran, J. L. Lewis, Mrs. Minnie Lindsay, George H. Lepper, Guy A. Murphy, Stefan Machaj and Stefania, his wife; John R. Miller and Edna, his wife; John C. Miller, Victor H. Myers and Alta, his wife; W. Miller, H. R. Miller, Jas. L. McKee, J. M. McClaren, Pennsylvania Savings & Loan Association, Pittsburgh & West Virginia Railway Company, H. Rautenstrauch, J. Schafer, Leo J. Sweeney and Irene, his wife; Mrs. A. Steel, Cvijan Valemirovich and Draga, his wife; J. Williams, Heirs and J. B. Zimmerman, situate in the 18th Ward of the City of Pittsburgh for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor," approved December 23, 1921 and recorded in Ordinance Book, Vol. 33, Page 166, be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 4, 1922.

Approved December 7, 1922.

Ordinance Book 34, Page 73.

No. 433

AN ORDINANCE—Repealing Ordinance No. 586, entitled, "An ordinance authorizing and taking, using, appropriating and condemning by the City of Pittsburgh of certain property of the German Savings and Deposit Bank, Pittsburgh Railways Company, Pittsburgh and West Virginia Railway Company, Annie E. Ritchie, Conrad Schuck, Louis E. Vierheller, Moses P. and Richard E. Walsh, J. Weinmann et al. William Weinmann et al, Mathias Weinmann and West Side Belt Railroad Company, situate in the Nineteenth Ward of the City of Pittsburgh and lower St. Clair township for public park purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor," approved December 23, 1921 and recorded in Ordinance Book, Vol. 33, Page 164.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Ordinance No. 586, entitled, "An ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of the German Savings and Deposit Bank, Pittsburgh Railways Company, Pittsburgh and West Virginia Railway Company, Annie E. Ritchie, Conrad Schuck, Louis E. Vierheller, Moses P. and Richard E. Walsh, J. Weinmann et al, William Weinmann et al, Mathias Weinmann and West Side Belt Railroad Company, situate in the Nineteenth Ward of the City of Pittsburgh and lower St. Clair township, for public park purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor," approved December 23, 1921 and recorded in Ordinance Book, Vol. 33, Page 164 shall be and the same is hereby repealed.*

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 4, 1922.

Approved December 7, 1922.

Ordinance Book 34, Page 74.

No. 434

AN ORDINANCE — Regulating the construction, alteration, additions to, arrangement, equipment, and the use and occupancy of all buildings or portions of buildings such as are designed or used for the purposes of hotels, apartments, tenements, lodgings, dormitories, and club, association and fraternity houses when containing lodgings or apartments, which shall hereafter be known as buildings of Classification No. IX and its subdivisions; regulating the installation therein of heating systems; requiring the installation therein of fire extinguishing equipment; providing for the issuance of construction and occupancy permits therefor; and providing penalties for violation of the provisions hereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That from and after the approval of this ordinance the following requirements regulating the construction, alteration, additions, to, arrangement, equipment, and the use and occupancy of all buildings or portions of buildings, such as are designed or used for the purposes of hotels, apartments, tenements, lodgings, dormitories, and club, association and fraternity houses when containing lodgings or apartments which shall hereafter be known as buildings of Classification No. IX and its subdivisions; regulating the installation therein of heating systems; requiring the installation therein of fire extinguishing equipment; providing for the issuance of construction and occupancy permits therefor; and providing penalties for the violation of the provisions hereof, shall be in full force and effect.*

Section 2.

SCOPE OF ORDINANCE.

(1) Short title: This ordinance shall hereafter be known and cited as the Regulations for Hotels, Tenements and other Apartments, "Classification No. IX and its subdivisions.

(2) Matter Covered: All matters concerning and affecting or relating to the construction or alteration of buildings now erected or to be erected in the City of Pittsburgh, to be occupied for the purposes of Classification No. IX and its subdivisions are presumptively provided for in this ordinance, except insofar as the meaning of the same may be interpreted

by the rulings and findings of the Board of Standards and Appeals.

(3) Intent: This ordinance shall be taken by all whose duty it is to interpret the same as herein provided, and the rulings thereunder of the Bureau of Building Inspection and Board of Standards and Appeals shall conform to the intent of this ordinance.

(4) Construction of Buildings: No building shall thereafter be erected, altered, repaired, added to or equipped, altered, repaired, added to or equipped with appurtenances or apparatus for the purposes of Classification No. IX and its subdivisions, except in conformity with the provisions of this ordinance.

Section 3.

PERMITS.

Construction and occupancy permits shall be granted or refused according to the regulations provided in the ordinance Conferring Certain Powers and Duties Upon the Department of Public Safety and Bureau of Building Inspection, known as the "Administrative Sections," approved February 23, 1916.

Section 4.

DEFINITIONS.

General: For the purposes of this ordinance certain words and terms used are hereby defined as follows:

Classification No. IX and its subdivisions shall include all buildings or portions of buildings that are designed, intended, or used for the purposes of hotels, apartment, tenement, lodging, dormitory and club, association and fraternity houses when containing lodgings or apartments.

Classification No. IX-A, Hotels: Any building or portion thereof designed, intended, or used for supplying food and lodging to the public and having public dining room or rooms. Assembly rooms, roof gardens and similar accommodations for the use or service of the public may be included without changing this classification.

Classification No. IX-B, Apartments and tenements: Residence buildings, not otherwise classified, when containing three or more families living in separate apartments and having a common right in stairways and halls, each apartment being provided with facilities for cooking. One or more persons occupying a suite shall be considered for the purpose of this ordinance as a family.

A general dining room or roof garden may be included without changing this classification.

Classification No. IX-C, Club, Association, Fraternity Houses, Lodging and Dormitory Houses: Buildings for the foregoing purposes when containing rooms for permanent or temporary residence purposes or lodgings.

Dining rooms, kitchens, reading and club rooms and similar accommodations may be included without changing this classification.

Interior Court: An interior court is an open unoccupied space wholly within a building, or entirely enclosed within or by walls of the building.

Exterior Court: An exterior court is an open unoccupied space that is not entirely surrounded or enclosed by walls of the building.

Height of Buildings: The height of buildings of Classification No. IX and its subdivisions shall be the vertical height measured from the average elevation of the curb to the highest point of the coping in case of flat roofs, or to the deck line of a mansard roof or to the average height of a gabled or hipped roof, or if the grade of the street has not been legally established, or the building does not adjoin the street, said vertical height shall be measured from the average elevation of the finished grade of the ground adjoining the building.

Fire Zones No. I, Fire Zones No. II and Zone No. III, shall be those areas established in the Fire Zoning Regulations, Ordinance No. 310, Series of 1919.

Section 5.

Requirements for Construction of Buildings.

(1) General: The minimum allowable construction of buildings or portions of buildings hereafter constructed, altered, added to, arranged or equipped for the purposes of Classification No. IX and its subdivisions shall be as follows:

(2) Weather Protection of Structural support Frame: All steel of the structural supporting frame shall be protected on the side exposed to the weather by masonry or other incombustible materials not less than four inches in thickness, except that plates and shelf angles used for the direct support of masonry covering

may extend to within one and one-half inches of the weather face.

(3) Buildings Exceeding Three Stories in Height Located in Fire Zones Nos. I and II and Zone No. III:

(a) Enclosing Walls: All enclosing walls of buildings of Classification No. IX and its subdivisions exceeding three stories in height shall be made of masonry as regulated by the following:

Section 6, Heading (2) of this ordinance.

Section 6, Heading (13) of the General Engineering Regulations, Ordinance No. 318, Series of 1921.

Reinforced Concrete Regulations, Ordinance No. 448, Series of 1913.

(b) Structural Frame, Floor and Roof Construction: For buildings of Classification No. IX and its subdivisions exceeding three stories in height, all parts of the structural frame, floor and roof construction bearing loads or resisting stresses shall be made of incombustible materials protected from the effects of fire by insulating materials conforming to the requirements of the Fire Resistive Standards, Ordinance No. 153, Series of 1920, for not less than the following:

For all columns and for all girders and trusses which support columns or outside enclosing or bearing masonry walls—three-hour fire-resistive construction or protection.

For all floor construction and for all trusses, girders and beams not otherwise regulated by this Section—Two-hour fire-resistive construction or protection.

The fire-protection may be omitted from trusses, purlins, girders and beams supporting any roof. Roof structures used for dining, recreation and similar purposes and for mechanical purposes shall be made of incombustible materials which need not be protected by fire-resistive construction.

Lintels over openings having a width in excess of six feet shall have their exposed surfaces on the interior of the building protected by metal lath and plaster, or other equivalent fire-protection may be used.

(c) Partitions and Doors Not Otherwise Regulated:

All partitions not otherwise regulated shall be made of incombustible materials. All doors in said partitions may be made of wood.

(d) Enclosing Partitions, Doors and Windows Required for Exit Stairways:

Enclosing Partitions Required for Exit Stairways in Buildings of Classification No. IX-A and IX-C: Except as herein permitted for principal stairways, all exit stairways shall be enclosed by partitions conforming to the requirements of the Fire Resistive Standards, Ordinance No. 153, Series of 1920, for at least two-hour fire-resistive construction.

Enclosing Partitions Required for Exit Stairways in Buildings of Classification No. IX-B: Except as herein permitted for principal stairways, at least one exit stairway accessible from each suite or apartment shall be enclosed by partitions conforming to the requirements of the Fire Resistive Standards, Ordinance No. 153, Series of 1920, for at least two-hour fire-resistive construction.

Enclosing Partitions Not Required for Principal Stairways in Buildings of Classification No. IX and its subdivisions:

Nothing in this heading shall be taken to require the enclosure of the principal stairways, running from the main entrance floor to the floor above or to the floor next below when such floors are occupied for dining, lobby, or similar purposes, provided there are enclosed exit stairways accessible from the area served by said principal stairways.

Windows and Doors Required for Partitions and Exterior Walls enclosing Exit Stairways in Buildings of Classification No. IX and Its Subdivisions:

All door frames and doors in partitions enclosing exit stairways herein required to be enclosed shall be made of or be covered with metal. All openings in such doors shall be glazed with wire glass. This shall not be taken as applying to street doors.

All window frames and windows in partitions enclosing exit stairways herein required to be enclosed shall be made of metal and have fixed metal and have fixed metal sash glazed with wire glass. All windows in exterior walls enclosing said exit stairways shall have metal frames and automatic self-closing metal sash equipped with fusible link, and shall be glazed with wire glass.

No single light of wire glass in said doors or windows shall be larger than 720 square inches.

(e) Enclosing Partitions and Doors Required for Elevator, Dumb Waiter and Other Shaftways:

All elevator, dumb waiter and wire and pipe shaftways and clothes chutes shall be enclosed by partitions conforming to requirements of the Fire Resistive Standards, Ordinance No. 153, Series of 1920, for not less than two-hour fire-resistive construction.

All openings to elevator shaftways shall be provided with doors and frames made of or covered with metal. All openings in such doors shall be glazed with wire glass. All elevator doors shall be equipped with locks and safety devices conforming to the requirements of the Elevator Regulations, Ordinance No. 235, Series of 1917.

All openings to dumb waiter shaftways, the car of which is power-operated shall be provided with doors and frames made of or covered with metal. All openings in such doors shall be glazed with wire glass. Such doors shall be equipped with locking devices arranged so that the door may be opened only when the car is at the sill level.

All openings to clothes chutes and wire and pipe shaftways together with those of hand power-operated dumb waiters shall be provided above the basement with wooden doors and frames covered on the shaft side with not less than No. 18 United States Standard gauge sheet metal, or other equivalent fire-doors may be used. Easement openings shall be provided with not less than Class C fire-doors and frames.

Basement doors of clothes chutes shall be equipped with spring hinges or other self-closing device.

Unless elevator, dumb waiter and other shaftways are entirely enclosed at the top by incombustible materials, the partitions enclosing such shaftways shall be carried up to and finished tight against the underside of the roof construction or else shall extend above the roof as required in Heading (5) of this Section for Parapet Walls.

(f) Enclosing Partitions Required for Rooms and Containing Boilers:

Rooms containing high or low pressure boilers shall be entirely enclosed by partitions conforming to the requirements of the Fire Resistive Standards, Ordinance No. 153, Series of 1920, for not less than two-hour fire-resistive construction.

All doors in such enclosing partitions communicating with the interior of the building shall be not less than Class C fire-doors equipped with door check or other self-closing device.

(4) Building Three Stories or Less in eight Located in Fire Zones Nos. I and II and Zone No. III:

(a) Construction:

I. Fire Zones Nos. I and II: The minimum allowable construction of buildings located in Fire Zones Nos. I and II occupied for the purposes of Classification No. IX and its subdivisions three stories or less in height shall be masonry enclosing walls and wood joisted and studded construction for all floors, roofs and interior supporting walls and partitions.

II. Zone No. III: The minimum allowable construction of buildings located in Zone No. III occupied for the purposes of Classification No. IX and its subdivisions shall be as follows:

When Three Stories in Height: Said minimum allowable construction shall be masonry enclosing walls and wood joisted and studded construction for all floors, roofs and interior supporting walls and partitions.

When Two Stories or Less in Height: Said minimum allowable construction shall be masonry veneer enclosing walls and wood joisted and studded construction for all floors, roofs and interior supporting walls and partitions.

(b) Kitchens: All wood joisted ceilings and wood studded partitions enclosing kitchens from which public or community dining rooms are served in buildings three stories or less in height, shall be lined with metal lath weighing not less than 3.4 pounds per square yard and not less than No. 24 United States Standard gauge in thickness, and plastered to not less than three-fourths inch grounds, or other equivalent form of fire-protection may be used.

Whenever ranges and stoves having closed bases are to be installed in any building of wood joisted floor construction, masonry trimmer arches shall be provided extending at least six inches beyond all sides of such bases.

(c) Division Walls: All buildings of Classification No. IX and its subdivisions constructed of combustible materials and which are two or three stories in height, shall be divided into units by fire walls or by fire-resistive partitions.

In all buildings used for the purposes of Classification No. IX-A, Hotels, and Classification No. IX-C, Club, Association, Fraternity Houses, Lodging and Dormitory Houses, the area of said units shall not exceed 2500 square feet on each floor.

In all buildings used for the purposes of Classification No. IX-B, Apartments and Tenements, the area of said units shall not exceed the area required for eight rooms, not including bath rooms.

Said fire walls or fire-resistive partitions shall separate each unit from every contiguous unit and from any communicating public hallway. Said fire walls or fire-resistive partitions shall conform to the requirements of the Fire Resistive Standards, Ordinance No. 153, Series of 1920, for not less than one-hour fire-resistive construction and shall be thoroughly and effectively fire-stopped at all floors.

Unless said division walls are carried up through the roof, they shall be finished tight against the underside of the roof sheathing.

(d) Partitions and Doors Not Otherwise Regulated:

All partitions not otherwise regulated by this Heading may be made of wood studding and lath and plaster, or wood studding and plaster board at least three-eighths inch in thickness, all joints of which shall be plastered up tight. All doors in said partitions may be made of wood.

(e) Enclosing Partitions, Doors and Windows required for Exit Stairways:

Except as herein permitted for principal stairways, at least one exit stairway accessible from each suite or apartment shall be enclosed by partitions conforming to the requirements of the Fire Resistive Standards, Ordinance No. 153, Series of 1920, for at least one-hour fire-resistive construction.

All door frames and doors, window frames and sash in said enclosing partitions may be made of wood and may be glazed with ordinary glass.

(f) Enclosing Partitions not Required for Principal Stairways:

Nothing in this heading shall be taken to require the enclosure of the principal stairways running from the main entrance floor to the floor next above or the floor next below when such floors are occupied for dining, lobby or similar purposes, provided there are enclosed exit stairways accessible from the area served by said principal stairways.

(g) Enclosing Partitions and Doors Required for Elevator, Dumb Waiter and Other Shaftways:

All elevator shaftways shall be enclosed by partitions conforming to the requirements of the Fire Resistive Standards, Ordinance No. 153, Series of 1920, for not less than two-hour fire-resistive construction.

All clothes chutes shall be lined with incombustible materials.

Dumb waiter shaftways shall be lined with metal lath and plaster or other equivalent fire-retardent construction.

All openings to elevator shaftways shall be provided with doors and frames made of or covered with metal. All openings in such doors shall be glazed with wire glass. All elevator doors shall be equipped with locks and safety devices conforming to the requirements with locks and safety devices conforming to the requirements of the Elevator Regulations, Ordinance No. 235, Series of 1917.

Openings shall be provided with not less than Class C fire doors.

Basement doors to clothes chutes shall be equipped with spring hinges or other equivalent self-closing device.

Unless elevator, dumb waiter and other shaftways are entirely enclosed at the top by incombustible materials, the partitions enclosing such shaftways shall be carried up to and finished tight against the underside of the roof construction or else extend above the roof as required in Heading (5) of this Section for Parapet Walls.

(h) Enclosing Partitions and Ceilings required for Rooms Containing Boilers and Storage Compartments:

Rooms containing high or low pressure boilers and spaces containing storage compartments where said spaces are located below or adjoining rooms used for living purposes, shall be enclosed by partitions and ceilings conforming to not less than the following fire-resistive construction:

Wood studded partitions and ceilings under wood joists shall be protected by metal lath weighing not less than 3.4 pounds per square yard, not less than No. 24 United States Standard gauge in thickness, plastered to not less than three-fourths inch grounds with gypsum, cement, or cement and lime plaster, or other equivalent fire-protection may be used.

Where said partitions separate boiler rooms from storage spaces, they shall be plastered on both sides.

Where stairways enter said rooms or spaces, the enclosing partitions shall be extended around same as may be required to complete the enclosure of such rooms.

Doors in said enclosing partitions shall be not less than Class C fire-doors equipped with door check or other self-closing device.

(5) General Requirements for All Buildings Occupied for the Purposes of Classification No. IX and its Subdivisions:

(a) Fire Stopping: All wood stud-ded walls and partitions shall be fully fire-stopped at all floor intersections by incombustible materials.

b) Ventilation of Cooking Appliances: In all buildings of Classification No. IX and its subdivisions, all ventilating ducts used to carry off grease-laden vapors from hoods over cooking appliances in kitchens serving public or community dining rooms shall be made of incombustible materials.

Such ventilating ducts shall not be connected with flues used for other purposes.

Whenever a steam supply is available, all ventilating ducts leading from range hoods shall be provided with a steam pipe for fire-extinguishing purposes. Said steam pipe shall be not less than one inch in diameter, and shall be controlled by a quick opening valve.

(c) Courts:

I. Exterior Courts: The minimum allowable requirements for walls of exterior courts of buildings of Classification No. IX and its subdivisions shall be the same as for the enclosing walls of the buildings.

II. Interior Courts: The minimum allowable requirements for enclosing walls of interior courts of buildings of Classification No. IX and its subdivisions shall be as follows:

For buildings exceeding three stories in height—Enclosing Walls: Two-hour fire-resistive construction. Windows, Metal frames and glass glazed with wire glass.

For buildings two or three stories in height—Enclosing walls, One-hour fire-resistive construction; Windows, Wood frame and sash glazed with ordinary window glass.

Unless the enclosing walls of interior courts are carried above the

roof construction as required for parapet walls in Paragraph (e) of this heading, they shall be carried up to and finished tight against the underside of the roof construction.

(b) Roof Coverings: All building of Classification No. IX and its subdivisions shall be provided with an approved roof covering of concrete, tile, slate, metal, asbestos, gravel, or other approved incombustible material.

(c) Parapet Walls: All buildings occupied for the purposes of Classification No. IX and its subdivisions more than three stories in height having roofs with less than one-fourth pitch shall be provided with parapet walls constructed as herein required upon all party and enclosing walls.

Except as herein otherwise provided, parapet walls shall be at least two feet high, shall have a thickness of not less than that of the wall next below and shall be coped with incombustible materials.

The use of wood blocks or members in parapet walls shall be as regulated by the provisions of the Ordinance No. 318 Series of 1921, Section 6, Heading (12), Paragraph (a).

(f) Hatchways in the Space Between Ceilings Joists and Roof Rafters:

All buildings of Classification No. IX and its subdivisions having a free space between the ceiling joists and roof rafters shall have inserted in the ceiling a hatchway not less than 30 inches square provided with a cover, or other equivalent means of access to said space shall be provided.

(g) Live Load Requirements: The load per square foot of roof and floor areas for the respective parts of buildings occupied for the purposes of Classification No. IX and its subdivisions shall be as follows:

I. General Requirements for Classification No. IX and its Subdivisions:

SUBDIVISION OF BUILDING.

	Live Load Pounds Per Sq. Foot.
The horizontal projection of all roofs	40
All spaces used for ball rooms and similar purposes	150

All rooms used for sleeping purposes	40
The horizontal projection of all stairs and platforms.....	100
All foyers and hallways shall be designed and constructed to carry at least the same live load as the rooms which they serve.	
All rooms and spaces used for special purposes or equipment shall be designed and constructed to carry the imposed loads.	
II. Special Requirement for Classification No. IX-A, Hotels:	
For the ground floor.....	80
For public or community dining rooms and restaurants	80
For spaces used for reading or writing rooms or parlors	80
III. Special Requirements for Classification No. IX-B, Apartments and Tenements:	
All rooms and spaces used for public or community dining rooms	80
All dining and living rooms in individual suites	50
IV. Special Requirements for Classification No. IX-C, Club, Association, Fraternity Houses, Lodging and Dormitory Houses:	
All rooms and spaces used for general living, service rooms, and all dining rooms and rooms used for similar purposes	80
V. Permissible Reductions in Live Loads:	
Reductions in live loads shall be permitted in buildings of this classification for Girders, Columns and Bearing Walls as provided in the General Engineering Regulations, Ordinance No. 318, Series of 1921.	
VI. Calculations: All engineering assumptions and calculations required to compute the unit stresses shall conform to the requirements of the General Engineering Regulations, Ordinance No. 318, Series of 1921.	

Section 6.

MASONRY BEARING WALLS.

(1) Foundations: All footings and bearing wall foundations shall conform to the requirements of the General Engineering Regulations, Ordinance No. 318, Series of 1921.

In the absence of a cellar or basement there shall be not less than eighteen inches free air space between the surface of the ground and the underside of the first floor joists and openings must be provided in the outside walls so located as to properly ventilate such space, except where the floor is to be laid upon the earth or fill and is of masonry construction.

(2) Bearing Walls:

(a) All changes in thicknesses of masonry bearing walls shall occur at the floor level nearest the height specified.

The minimum allowable thicknesses of masonry bearing walls for buildings of this classification shall be as follows:

I. For Walls Over 35 Feet in Height:

For walls over 35 feet in height, 8 inches thick for the uppermost fourteen feet of the wall when reinforced with buttresses, pilasters, stud cross partitions securely anchored, or masonry cross walls.

All the foregoing reinforcements shall be spaced not further apart than 20 feet.

12 inches thick for the next lower 28 feet of the wall,

16 inches thick for the next lower 36 feet of the wall,

20 inches thick for the next lower 40 feet of the wall,

And increasing 4 inches for each lower section of 40 feet.

II. For Walls Not Over 35 Feet in Height:

For Walls not over 35 feet in height, said minimum allowable thickness shall be 8 inches for the uppermost 20 feet of the wall when reinforced with buttresses, pilasters, or stud-cross partitions securely anchored and braced, or masonry cross walls. All the foregoing reinforcements shall be spaced not further apart than 20 feet.

The minimum allowable thickness shall be 12 inches for the next lower 15 feet of the wall.

The said minimum allowable thickness for the wall may be 8 inches for the full height if not exceeding a height of 24 feet to the square of the roof or 35 feet to the gable point, provided same is reinforced with buttresses, pilasters, or stud cross partitions securely anchored or braced.

or with masonry cross walls. All the foregoing reinforcements shall be spaced not further apart than 20 feet. Buildings having mansard roofs are not to be taken as coming within the regulations of this paragraph.

(b) Party and Division Walls: Party and division walls for buildings of Classification No. IX and its subdivisions shall have the same minimum allowable thickness as herein prescribed for bearing walls, except that no increase in thickness of basement or cellar story walls is required.

(c) Wood Joists: In all buildings having eight-inch walls, the joists shall be anchored to the wall with substantial metal anchors at the ends of at least every third joist bearing on the wall, and where joists parallel the outside walls not farther apart than every four feet, every such anchor shall extend back and engage the third paralleling joist. All joists shall be continuous between bearings and where joists are in two lengths bearing on stud partitions, they shall be lapped and securely spiked.

All joists or beams entering into or having a bearing on masonry walls shall be as regulated by the provisions of the General Engineering Regulations, Ordinance No. 318, Series of 1921.

(d) Miscellaneous Requirements for Masonry Bearing Walls:

Pilasters and Buttresses, Facing of Masonry Walls, Excessive Openings in Walls, Excessive Lengths of Walls Excessive Clear Spans between Enclosing Walls, and Chases shall be as regulated by the provisions of the General Engineering Regulations, Ordinance No. 318, Series of 1921.

Chimney breasts may be taken as masonry pilasters or buttresses.

(e) Requirements for Non-Bearing Masonry Walls:

Non-Bearing Masonry Walls shall be as regulated by the provisions of the General Engineering Regulations, Ordinance No. 318, Series of 1921.

Section 7.

STACKS, CHIMNEYS, FLUES AND HEATING APPARATUS.

All stacks, chimneys, flues and heating apparatus shall be as regulated by the provisions of the ordinance known as the General Building Regulations.

Section 8.

EXIT REQUIREMENTS.

(1) General: Exits shall be provided for all buildings or portions of buildings hereafter constructed, altered, added to, arranged or equipped for the purposes of Classification No. IX and its subdivisions, the minimum allowable requirements for which shall be as follows:

(2) Number of Exits:

(a) Exits from Buildings: Not less than two exits shall be provided from the ground floor of any building of Classification No. IX and its subdivisions to a street or alley or a court leading to a street or alley.

All buildings of Classification No. IX-B, Apartments and Tenements, shall have at least two exit stairways accessible from each suite or apartment.

(b) From Floor Areas: The distance from the door of any room or the exit door from a suite of rooms along in unobstructed hallway to an exit is provided from any floor area they shall be placed remote from each other.

(3) Capacity of Exits:

(a) General: The minimum allowable number and aggregate width of exits from any building or part of building used for the purposes of Classification No. IX and its subdivisions shall be calculated according to the number of persons to be accommodated as follows:

The width and capacity of all stairways including service stairs may be included in the following calculations, provided same are constructed as required in this ordinance for enclosed exit stairways.

Elevators shall not be included in the calculations for the width and capacity of exits.

(b) Minimum allowable width of Exits: The minimum unobstructed width of exits shall be as follows:

For stairways36 inches
For doorways and horizontal exits32 inches
For hallways and corridors 36 inches

Service or auxiliary stairways, hallways or corridors not required as exit need not comply with the foregoing requirements.

(c) Aggregate Capacity: Calculations for the minimum allowable aggregate width and capacity for all

hallways, horizontal exits and stairways shall be based upon not more than 150 persons for each twenty inches in clear width thereof.

The foregoing provisions for the width of hallways or stairways that are continuous from story to story.

(d) Number of Persons to be Accommodated: The number occupying a building or part of a building at any time, but in no case shall the number of persons accommodated be taken at less than that calculated according to the following:

I. One person for every 100 square feet on all floor areas or portions of floor areas occupied for residence or sleeping purposes.

II. One person for every 15 square feet in dining rooms.

III. One person for every 10 square feet in assembly or ball rooms, lodge rooms or lobbies.

(4) Construction of Exit Stairways:

(a) For Buildings Exceeding Three Stories in Height:

Enclosed exit stairways for all buildings of Classification No. IX and its subdivisions exceeding three stories in height shall conform to the following:

All stair construction except for the handrails shall be made of incombustible materials.

All doors in exit stairways shall open in the direction of exit in such a manner as to not obstruct travel.

Stairways herein permitted to be counted as enclosed exit stairways shall be continuous from the roof, when flat, to a street or alley and shall be fully enclosed for the entire distance. When there is a hallway between flights of stairs, the direction of exit travel along such hallway shall be plainly marked by exit signs and lights.

(b) For Buildings Three Stories or Less in Height:

Where the stair construction is of combustible materials, the soffit of all stairs shall in all cases be protected by metal lath weighing not less than 3.4 pounds per square yard, not less than No. 24 United States Standard gauge in thickness, plastered to not less than three-fourths inch grounds with gypsum, cement, or cement and lime plaster, or other equivalent fire-protection may be used.

Section 9.

FIRE EXTINGUISHING EQUIPMENT.

(1) General: All buildings occupied for the purposes of Classification No. IX and its subdivisions hereafter erected shall be provided with fire-extinguishing equipment as follows:

(2) Standpipes: All buildings, the top floor level of which is more than sixty feet above the average level of the curb, shall be provided with standard standpipe equipment, planned, designed and constructed as provided in the ordinances relating thereto.

(3) Fire Extinguishers: All buildings of Classification No. IX and its subdivisions shall be provided with not less than one fire-extinguisher in each public hall or corridor leading to a room or suite of rooms.

The extinguishers shall be maintained constantly charged with bicarbonate of soda and sulphuric acid, or with tetrachloride or other equally effective fire extinguishing chemicals and be kept in serviceable condition.

Section 10.

JOINT OCCUPANCY.

(1) Joint Occupancy of Buildings of Classification No. IX-A, No. IX-B, and No. IX-C. With Ctores or Mercantile Establishments:

All parts of the building occupied for the purposes of stores or mercantile establishments shall be separated from all parts used for the purposes of Classification No. IX-A, No. IX-B, and No. IX-C, by walls, floors and ceilings as follows:

(a) For buildings exceeding three stories in height—Two-hour fire-resistive construction or protection.

All door frames and doors in said partitions—Shall be made of or covered with metal. All openings in such doors may be glazed with plate glass.

All window frames and windows in said partitions—Shall be made of metal and may be glazed with plate glass.

(b) For buildings three stories or less in height—Wood joisted and studded construction protected from the effects of fire by metal lath weighing not less than 3.4 pounds per

square yard, not less than No. 24 United States Standard gauge in thickness, plastered to not less than three-fourths inch grounds with gypsum, cement, or cement and lime plaster, or other equivalent fire-protection may be used.

All doors in said partitions—May be made of wood.

All windows in said partitions—May be wood frame and sash glazed with ordinary window glass.

(c) All such doors shall be equipped with door check or some other self-closing device.

(d) The foregoing shall not be taken to require the enclosure of cigar stands, news stands or similar accessories.

(2) Joint Occupancy of Buildings of Classification No. IX and Its Subdivisions With Classification No. VII, Garages:

All parts of buildings occupied for the purposes of Classification No. IX and its subdivisions shall be separated from all parts occupied for the purposes of Classification No. VII and its subdivisions by unpierced walls, floors and ceilings conforming to the requirements of the Fire-Resistive Standards, Ordinance No. 153, Series of 1920, for at least three-hour fire-resistive construction.

Whenever said part of the building is large enough to house more than five automobiles, it shall be provided with standard automatic sprinkler equipment, planned and constructed as required in the ordinances relating thereto.

Repair work, filling or draining of fuel-tanks, washing of parts with, or handling of volatile fluids within said part of the foregoing buildings is hereby prohibited.

(3) Joint Occupancy of Buildings of Classification No. IX and Its Subdivisions with Theaters:

Joint occupancy of buildings of Classification No. IX and its subdivisions with theaters is prohibited as provided in an Act of Assembly, entitled "An Act—Regulating the construction, maintenance, alteration and inspection of buildings and party walls in cities of the second class", approved June 7, 1895, P. L. 135.

Section II.

CONVERSION OF OCCUPANCY.

The minimum allowable requirements for buildings which are con-

verted from any other occupancy to that of Classification No. IX and its subdivisions shall be the same as for new construction.

Section 12.

SIDEWALK VAULTS.

For vaults under sidewalks beyond the building line for all buildings of Classification No. IX and its subdivisions, permits shall be obtained from the Bureau of Highways and Sewers in the Department of Public Works.

Section 13.

PENALTIES FOR VIOLATION.

Any person, firm or corporation violating any of the provisions of this ordinance shall upon the conviction thereof, before any Alderman or Police Magistrate of the City of Pittsburgh, be subject to a fine not exceeding \$100.00 and costs for any one offense and, in default of payment of said fine and costs, shall be subject to imprisonment in the County Jail for a period not exceeding thirty (30) days.

Section 14.

That any ordinance or part of ordinance, conflicting with the provisions of this ordinance, be and the same is hereby repealed, so far as the same effects this ordinance.

Passed December 4, 1922.

Approved December 7, 1922.

Ordinance Book 34, Page 75.

No. 435

AN ORDINANCE — Amending and Supplementing portions of Section 2, of an ordinance entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof," approved by the Mayor October 3rd, 1922.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* portion of Section 2, of an ordinance entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the vio-

lation thereof," approved by the Mayor October 3, 1922, which read as follows:

"(d) The following streets or portions of streets outside the Congested Area are hereby designated as Class A streets, upon which no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal. This regulation is to be in effect twenty-four (24) hours, except Sunday:

Sheridan Square, between Center avenue and Penn avenue,

Sheridan street, between Penn avenue and Broad street,

South Whitfield street, between Baum boulevard and Penn avenue,

North Whitfield street, between Penn avenue and Broad street,

South Beatty street, between Baum boulevard and Penn avenue,

North Beatty street, between Penn avenue and Broad street,

Ravenna street, between Ellsworth avenue and Shady avenue,"

shall be and the same is hereby amended to read as follows.

"(d) The following streets or portions of streets outside the Congested Area are hereby designated as Class A streets, upon which no driver of a vehicle shall permit it to remain standing for a longer time than is necessary to receive or discharge persons or deliver or load merchandise then in readiness for immediate removal. This regulation is to be in effect twenty-four (24) hours, except Sunday:

Sheridan Square, between Center avenue and Penn avenue,

Sheridan street, between Penn avenue and Broad street,

Ravenna street, between Ellsworth avenue and Shady avenue."

Section 2. That the ordinance shall be supplemented by adding to Section 2, at the end of paragraph (h) the following:

"Upon the following Class C streets parking shall be permitted between the hours of 10 A. M. and 6 P. M., for one (1) hour only, and only on one side of the street, as designated:

South Whitfield street, between Baum boulevard and Penn avenue (East side),

North Whitfield street, between Penn avenue and Broad street (East side),

South Beatty street, between Baum boulevard and Penn avenue (West side),

North Beatty street, between Penn avenue and Broad street (West Side),

Parking on these streets will be permitted at other times only on the sides designated—on the south bound streets, on the west side and on the North bound streets, on the east side."

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 4, 1922.

Pittsburgh, December 11th, 1922.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said council, this 11th day of December, 1922.

E. J. MARTIN,
Clerk of Council.

Ordinance Book 34, Page 89.

No. 436

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Fremont place from Broadway to Mackinaw avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Fremont place, between Broadway and Mackinaw avenue, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same. Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

Fremont place, from Broadway to Mackinaw avenue be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinance of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the Grading, Paving and Curbing of said street between said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of eighteen Thousand (\$18,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 11, 1922.

Approved December 13, 1922.

Ordinance Book 34, Page 90.

No. 437

AN ORDINANCE—Widening certain portions of North Canal street, in the 23rd Ward of the City of Pittsburgh, from a point 46.50 feet west of Madison avenue to Chestnut street, as hereinafter designated and described as portions "A", "B" and "C"; and providing that the cost, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from the properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That certain portions of North Canal street, in the 23d Ward of the City of

Pittsburgh, from a point 46.50 feet west of Madison avenue to Chestnut street be and the same are hereby widened by taking for public use for highway purposes all the following property as hereinafter designed and described as portions "A", "B" and "C", to-wit:

PORTION "A"

Beginning at the intersection of the westerly line of Madison avenue and the present northerly line of North Canal street; thence along the present northerly line of North Canal street south 62° west 46.50 feet to a point; thence north 49° 21' east 50.47 feet to a point on the westerly line of Madison avenue; thence along the westerly line of Madison avenue south 14° 02' east 11.39 feet to the place of beginning.

PORTION "B"

Beginning at the intersection of the easterly line of Madison avenue and the present northerly line of North Canal street; thence along the easterly line of Madison avenue north 14° 02' west 25.56 feet to a point; thence north 49° 21' east 45.12 feet to a point; thence south 41° 16' 40" east 30 feet to a point on the present northerly line of North Canal street; thence along the present northerly line of North Canal street south 56° 35' 40" west 57.31 to the place of beginning.

PORTION "C"

Beginning at the intersection of the westerly line of Chestnut street and the present northerly line of North Canal street; thence along the present northerly line of North Canal street south 39° 48' 20" west 125.01 feet to a point; thence north 41° 16' 40" west 30 feet to a point; thence north 49° 21' east 123.36 feet to a point on the westerly line of Chestnut street; thence along the westerly line of Chestnut street south 42° 15' east 9.27 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said North Canal street, in the 23rd Ward, from a point 46.50 feet west of Madison avenue to Chestnut street to be widened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The costs, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from prop-

erties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 11, 1922.

Approved December 13, 1922.

Ordinance Book 34, Page 91.

No. 438

AN ORDINANCE — Opening North Canal st., in the 23rd Ward, of the City of Pittsburgh, from a point 57.31 feet east of Madison avenue to a point 125.01 feet west of Chestnut street and providing that the costs, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from the properties benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That North Canal street, in the 23rd Ward of the City of Pittsburgh, from a point 57.31 feet east of Madison avenue to a point 125.01 feet west of Chestnut street shall be and the same is hereby opened to a uniform width of 30.0 feet by taking for public use for highway purposes all the property as hereinafter described, to-wit:

Beginning at a point on the present northerly line of North Canal street distant 57.31 feet eastwardly from the present northeasterly corner of North Canal street and Madison avenue; thence north 41° 16' 40" west 30.0 feet to a point; thence north 49° 21' east 722.75 feet to a point; thence south 41° 16' 40" east 30.0 feet to a point on the present northerly line of North Canal street distant 125.01 feet west of the present northwesterly corner of North Canal street and Chestnut street; thence south 49° 21' west 722.75 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said North Canal street, in the 23rd Ward of the City of Pittsburgh, from a point 57.31 feet east of Madison avenue to a point

125.01 feet west of Chestnut street to be opened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The costs, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 11, 1922.

Approved December 13, 1922.

Ordinance Book 34, Page 92.

No. 439

AN ORDINANCE — Extending and opening Reimer way, in the 12th Ward of the City of Pittsburgh, from the westerly property line of George Speed to Lowell street, establishing the grade thereof and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Reimer way, in the 12th Ward of the City of Pittsburgh, from the westerly property line of George Speed to Lowell street be extended and opened to a width of 20.0 feet by taking for public use for highway purposes all the following described property to-wit:

Beginning on the northerly line of Reimer way as now opened and the westerly property line now or late of George Speed (said point being distant south 64° 06' east 247.70 feet from the easterly line of Paulson avenue); thence south 64° 06' east along the said northerly line of Reimer way extended for the distance of 151.49 feet to a point; thence south 65° 22' 40" east for the distance of 146.85 feet to a point on the westerly line of Lowell street; thence south 50° 25' 20" west along the westerly line of Lowell street for the distance of 21.99 feet to a point (said point being

102.29 feet northwardly from the intersection of the northerly line of Frankstown avenue and the westerly line of Lowell street); thence north 65° 22' 40" west for the distance of 137.40 feet to a point on the easterly property line now or late of Mary A. Reimer; thence north 64° 06' west for the distance of 150.08 feet to a point on the westerly property line now or late of Arthur J. McSorley; thence north 21° 14' 30" east for the distance of 20.07 feet to the place of beginning.

The grade of the south curb line shall begin at a point 255.67 feet eastwardly from the easterly line of Paulson avenue at an elevation of 225.89 feet; thence rising at the rate of 1.56 feet per 100 feet for the distance of 301.64 feet to the west curb line of Lowell street; to an elevation of 230.59 feet (curb as set).

Section 2. The Department of Public Works is hereby authorized and directed to cause said Reimer way, in the 12th Ward of the City of Pittsburgh, from the westerly property line of George Speed to Lowell street to be extended and opened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The costs, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 11, 1922.

Approved December 13, 1922.

Ordinance Book 34, Page 93.

No. 440

AN ORDINANCE — Vacating a portion of Webster avenue, as opened by Ordinance No. 373 approved October 1, 1917, from the southerly line of T. A. Gillespie's Revised Plan of Herron Hill Park to a point 643.73 feet southeastwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

Webster avenue, as opened by Ordinance No. 373 approved October 1, 1917, from the southerly line of T. A. Gillespie's Revised Plan of Herron Hill Park to a point 643.73 feet southeastwardly therefrom shall be and the same is hereby vacated as follows, to-wit:

Beginning at a point on the southerly line of Webster avenue at the southerly line of T. A. Gillespie's Revised Plan of Herron Hill Park as recorded in the Recorder's Office of Allegheny County in Plan Book Vol. 11, pages 196 and 197; thence along the southerly line of said plan north 67° 02' east for a distance of 33.63 feet to a point; thence south 53° 24' 20" east for a distance of 42.20 feet to a point of curve; thence deflecting to the left by the arc of a circle having a radius of 154.0 feet and a central angle of 21° 47' 10" for a distance of 58.56 feet to the northerly line of Webster avenue as opened by ordinance No. 373 approved October 1st, 1917; thence continuing along the northerly line of Webster avenue as opened by said ordinance south 53° 24' 20" east for a distance of 65.70 feet to a point of curve; thence deflecting to the left by the arc of a circle having a radius of 160.0 feet and a central angle of 26° 19' for a distance of 73.49 feet to a point of tangent; thence by a tangent south 79° 43' 20" east 83.69 feet to a point of curve; thence deflecting to the right by the arc of a circle, having a radius of 100.0 feet and a central angle of 45° 47' 30" for a distance of 79.92 feet to a point of tangent; thence by a tangent south 33° 55' 50" east for a distance of 114.82 feet to a point; thence extending south 10° 40' 50" east for a distance of 134.24 feet to a point of curve on the southerly line of Webster avenue as opened by said ordinance No. 373; thence in a north-westerly direction and extending along the southerly line of Webster avenue by the arc of a circle deflecting to the left having a radius of 160.0 feet and a central angle of 23° 15' for a distance of 64.93 feet to a point of tangent; thence by a tangent to said curve north 33° 55' 50" west for a distance of 158.12 feet to a point of curve; thence deflecting to the left by the arc of a circle having a radius of 100.0 feet and a central angle of 45° 47' 30" for a distance of 79.92 feet to a point of tangent; thence by a tangent north 79° 43' 20" west for a distance of 66.80 feet to a point of curve; thence deflecting to the right by the arc of a circle having a radius of 200.0 feet and a central angle of 26° 19' for a distance

of 91.86 feet to a point of tangent; thence by a tangent north 53° 24' 20" west for a distance of 182.10 feet to the southerly line of T. A. Gillespie's Revised Plan of Herron Hill Park at the place of beginning. Containing 21846.0 square feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 11, 1922.

Approved December 13, 1922.

Ordinance Book 34, Page 94.

No. 441

AN ORDINANCE — Establishing the purchase from the Citizen's Savings Bank of Pittsburgh, Penna., of a certain tract or piece of land situate in the 25th Ward, of the City of Pittsburgh, for the sum of Seven Thousand Five Hundred (\$7,500.00) Dollars, and making appropriation therefor.

Whereas, The Citizen's Savings Bank of Pittsburgh has offered to sell to the City of Pittsburgh, a certain tract or piece of land situate in the 25th Ward, for the sum of \$7,500.00 and which said land is described as follows, to-wit: being lots numbered one to thirty-two (1 to 32) inclusive, of plan laid out by the Germania Savings Bank of Pittsburgh and recorded in Plan Book, Vol. 14, Page 141.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the City hereby authorizes a deed of general warranty to be executed and delivered by the said Citizen's Savings Bank of Pittsburgh to the City of Pittsburgh for the said ground hereinbefore described and upon delivery of said deed, properly executed by the Grantor and approved by the City Solicitor, the Mayor is hereby authorized to issue and the City Controller to countersign a warrant in favor of the said Citizen's Savings Bank of Pittsburgh for the sum of Seven Thousand Five Hundred (\$7,500.00) Dollars, the same to be charged to Code Account No. 201, Playground Bonds, 1919.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 11, 1922.

Approved December 13, 1922.

Ordinance Book 34, Page 95.

No. 442

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Charities of the City of Pittsburgh to advertise for and award to the lowest responsible bidder or bidders a contract or contracts for the moving of a Frame Barn Building from its present location over to and upon new foundations prepared for same, on the grounds at the City Home and Hospital, Mayview, Pa., and setting aside the sum of four thousand (\$4,000.00) Dollars to provide for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Charities of the City of Pittsburgh shall be and are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders, for the moving of a Frame Barn Building from its present location over to and upon new foundations prepared for same, on the grounds at the City Home and Hospital, Mayview, Pa., for a sum not to exceed for thousand (\$4,000.00) dollars, or so much thereof as may be necessary, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of City Council in such cases made and provided, and charge the same to Code Account No. 1328, Repairs.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 11, 1922.

Approved December 13, 1922.

Ordinance Book 34, Page 96.

No. 443

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of One (1) Motion Picture Machine for the Tuberculosis Hospital, Leech Farm.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the furnishing of one (1) Motion Picture Machine for the Tuberculosis Hospital, Leech Farm, at a cost not to exceed the sum of six hundred fifty (\$650.00) dollars, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided; same to be chargeable to and payable from code account 1234.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 11, 1922.

Approved December 13, 1922.

Ordinance Book 34, Page 97.

No. 444

AN ORDINANCE — Authorizing and directing the Grading and Paving of Cicero way, from Estella avenue to Kingsboro street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of of property owners in interest and number abutting upon the line of Cicero way between Estella avenue and Kingsboro street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the grading and paving of the same; Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Cicero way, from Estella avenue to Kingsboro street, be graded and paved.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinance of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading and paving of said street between said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Ten Thousand (\$10,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 18, 1922.

Approved December 20, 1922.

Ordinance Book 34, Page 97.

No. 445

AN ORDINANCE — Authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with L. C. Wick, whereby the said L. C. Wick shall give license, privilege and right of way to lay and maintain a City water main extending through his land in the Twenty-seventh Ward from Louis (formerly Vosco) street to Wapello street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That

the Mayor and the Director of the Department of Public Works of the City of Pittsburgh shall be, and they are hereby authorized and directed to enter into and execute an agreement with L. C. Wick in the following form, to wit:

By this contract, made the day of A. D. 1922, between L. C. Wick, herein designated as grantor, residing in the City of Pittsburgh, in the State of Pennsylvania, of the one part and the City of Pittsburgh, a municipal corporation, created by, and existing under the laws of the State of Pennsylvania, of the second part, herein designated as the City.

Said grantor hereby gives license, privilege and right of way to said City to enter, lay and maintain a City water main, six (6) inches in diameter, in accordance with approved engineering practice, in a strip of ground situate in the Twenty-seventh Ward of the City of Pittsburgh, County of Allegheny, and State of Pennsylvania, and lying within the confines of a lot plan of said grantor, and extending from Louis (formerly Vosco) street to Wapello street, and described as follows:

Being a strip of ground five (5) feet in width, beginning on the westerly side of Louis (formerly Vosco) street, at a point distant one hundred six and sixteen one hundredths (106.16) feet northwardly from, Termon avenue; thence North 85° 57' West four hundred (400) feet more or less to Wapello street; thence along Wapello street North 40° 3' East five (5) feet to a point; thence South 85° 57' East four hundred (400) feet, more or less, to Louis street; thence along Louis street South 4° 3' West five (5) feet to a point, the place of beginning.

This license shall bind the heirs, or devisees, or other assigns of said grantor, so that it shall not be revocable, and the City shall hold said strip of ground forever for the purpose of entering in and upon the same and constructing and maintaining a water line, and for such other purposes incidental and necessary for the proper maintenance and repair and connections to said water main.

Said grantor further stipulates and agrees that he will not erect, or permit to be erected, on the strip of ground aforesaid, any structure of any kind that will, in any way, interfere with the proper construction,

maintenance or repair of said water main.

The City stipulates and agrees that the strip of ground above described shall be used only for the purposes above mentioned.

Witness the hand and seal of the said grantor, and the corporate seal of the said City, duly affixed and attested by the signatures of the proper officers, the day and year above written; execution by said City being authorized by ordinance of Council of said City, approved the day of 192

..... (SEAL)

Attest:

CITY OF PITTSBURGH

By (SEAL)

Mayor.

Attest:

..... (SEAL)

Director, Department of Public Works

Attest:

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 18, 1922.

Approved December 20, 1922.

Ordinance Book 34, Page 94.

No. 446

AN ORDINANCE — Authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with Henry Averbach, whereby the said Henry Averbach shall give license, privilege and right of way to lay and maintain a City water main extending through his land in the Fourteenth Ward, from a point on the westerly property line of Denniston avenue, two hundred ninety-four and eighty-four one hundredths (294.84) feet northwardly from the North property line of Hastings street to one hundred thirty (130.0) feet North.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Public Works of the City of Pittsburgh shall be, and they are hereby authorized and directed to

enter into and execute an agreement with Henry Averbach in the following form, to-wit:

By this contract, made the day of A. D. 192 , between Henry Averbach, herein designated as grantor, residing in the City of Pittsburgh, in the State of Pennsylvania, of the one part, and the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, of the second part, herein designated as the City.

Said grantor hereby gives license, privilege and right of way to said City to enter, lay and maintain a City water main, six (6) inches in diameter, in accordance with approved engineering practice, in a strip of ground situate in the Fourteenth Ward of the City of Pittsburgh, County of Allegheny, and State of Pennsylvania, and lying within the confines of a lot plan of said grantor, and extending northwardly two hundred ninety-four and eighty-four one hundredths (294.84) feet on the westerly property line of Denniston avenue from the North property line of Hastings street, to one hundred thirty (130.0) feet North, and described as follows:

Being a strip of ground five (5) feet in width beginning on the westerly property line of Denniston avenue at a point two hundred ninety-four and eighty-four one hundredths (294.84) feet North of the North property line of Hastings street, thence North 12° 22' west one hundred thirty (130.0) feet to a point; thence North 66° 51' East five (5) East one hundred thirty (130.0) feet to a point; thence South 66° 51' West to a point, the place of beginning.

This license shall bind the heirs, or devisees, or other assigns of said grantor, so that it shall not be revocable, and the City shall hold said strip of ground forever for the purpose of entering in and upon the same, and constructing and maintaining a water line, and for such other purpose incidental and necessary for the proper maintenance and repair and connections to said water main.

Said grantor further stipulates and agrees that he will not erect, or permit to be erected, on the strip of ground aforesaid, any structure of any kind that will, in any way, interfere with the proper construction, maintenance or repair of said water main.

The City stipulates and agrees that the strip of ground above described shall be used only for the purposes above mentioned.

Witness the hand and seal of the said grantor, and the corporate seal of the said City, duly affixed and attested by the signatures of the proper officers, the day and year above written; execution by said City being authorized by ordinance of Council of said City, approved the day of 192.

(SEAL)

Attest:

CITY OF PITTSBURGH

(SEAL)

MAYOR.

ATTEST:

(SEAL)

Director, Department of Public Works.

Attest:

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 18, 1922.

Approved December 20, 1922.

Ordinance Book 34, Page 100.

No. 447

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making certain repairs to the Crucible Street Bridge and to the Schenley Park Bridge over Panther Hollow, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for making the following repairs and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the Laws and Ordinances governing the said City.

Crucible Street Bridge— Reflooring and repairing....	\$ 8,000.00
Schenley Park Bridge Over Panther Hollow — Railing repairs	6,000.00
Total	\$14,000.00

Section 2. That for the payment of the cost thereof, the respective sums set forth in Section 1 of this Ordinance, or so much thereof as may be necessary, amounting in the aggregate to Fourteen Thousand (\$14,000) Dollars, shall be and the same is hereby set aside and appropriated from Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said funds in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 18, 1922.

Approved December 20, 1922.

Ordinance Book 34, Page 101.

No. 448

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Annetta street, from Paulson avenue to Helen street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Annetta street, between Paulson avenue and Helen street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the grading, paving and curbing of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Annetta street, from Paulson avenue to Helen street, be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Eleven Thousand (\$11,000.00) Dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 27, 1922.

Approved December 28, 1922.

Ordinance Book 34, Page 102.

No. 449

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Dakota street, from Bryn Mawr road, to Alpena street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Dakota street, from Bryn Mawr road to Alpena street, be graded, paved and curbed.

Section 2. The Mayor and the Director and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of

Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Seventy-five Thousand (\$75,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 27, 1922.

Approved December 28, 1922.

Ordinance Book 34, Page 103.

No. 450

AN ORDINANCE—Establishing the grade of Gamma way, from Overton street to the City Line.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the westerly line of Gamma way, from Overton street to the City Line shall be and the same is hereby established as follows, to-wit:

Beginning at the southerly curb line of Overton street at an elevation of 227.50 feet; thence rising at the rate of 3% for a distance of 92.35 feet to a point of curve to an elevation of 230.27 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of tangent to an elevation of 230.39 feet; thence falling at the rate of 2.75% for a distance of 78.32 feet to a point on the city line to an elevation of 228.24 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 27, 1922.

Approved December 28, 1922.

Ordinance Book 34, Page 104.

No. 451

AN ORDINANCE—Establishing the grade of Hermitage street, from North Murtland avenue to east property line of the Board of Public Education.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the north curb line of Hermitage street, from North Murtland avenue to the east property line of the Board of Public Education be and the same is hereby established as follows, to-wit:

Beginning on the west curb line of North Murtland avenue at an elevation of 207.19 feet (curb as set); thence falling at the rate of 1 foot per 100 feet for the distance of 199.70 feet to the east property line of the Board of Public Education to an elevation of 205.19 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 27, 1922.

Approved December 28, 1922.

Ordinance Book 34, Page 104.

No. 452

AN ORDINANCE—Fixing the width and position of the sidewalk and roadway of Lacy way, from Juniata place to Reynolds street, and re-establishing the grade thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That

the width and position of the sidewalk and roadway of Lacy way, from Juniata place to Reynolds street and the grade of the east line thereof shall be and the same are hereby fixed and re-established as follows, to-wit:

The westerly sidewalk shall have a uniform width of 3.0 feet and shall lie along and be parallel to the westerly line of the way.

The roadway shall have a uniform width of 17.0 feet and shall occupy the remaining portion of the way.

The grade of the easterly line shall begin on the southerly curb line of Juniata place at an elevation of 290.37 feet; thence falling at the rate of 0.75% for a distance of 322.25 feet to a point of curve to an elevation of 287.95 feet; thence by a concave parabolic curve for a distance of 100.0 feet to a point of tangent to an elevation of 290.58 feet; thence rising at the rate of 6% for a distance of 159.78 feet to the northerly curb line of Reynolds street to an elevation of 300.16 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 27, 1922.

Approved December 28, 1922.

Ordinance Book 34, Page 105.

No. 453

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway on Peru way, from Arthur street to Roberts street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the sidewalks and roadway on Peru way, from Arthur street to Roberts street, shall be and the same are hereby fixed as follows, to-wit:

The sidewalks shall have a uniform width of 2.5 feet and shall lie along and parallel their respective street lines.

The roadway shall have a uniform width of 6.8 feet and shall occupy

the remainder of the way lying between the sidewalks as above described.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 27, 1922.

Approved December 28, 1922.

Ordinance Book 34, Page 105.

No. 454

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway of Somers street, from Bedford avenue to Webster avenue, providing for slopes, parking, etc., and establishing the grade thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the sidewalks and roadway of Somers street, from Bedford avenue to Webster avenue and the grade of the westerly curb line thereof be and the same are hereby fixed and established as follows, to-wit:

The easterly sidewalk shall be of a uniform width of 10.0 feet and shall lie along and be parallel to the easterly line of the street.

The roadway shall be of a uniform width of 22.0 feet and shall lie along and be parallel to the sidewalk as above described.

The westerly sidewalk shall be of a uniform width of 10.0 feet and shall lie along and be parallel to the roadway as above described.

The remaining portions of the street lying without the sidewalks and roadway as above described shall be used for slopes, parking, etc.

The grade of the westerly curb line shall begin on the southerly curb line of Bedford avenue at an elevation of 433.71 feet; thence by a convex parabolic curve for a distance of 50.0 feet to a point of tangent to an elevation of 434.03 feet; thence falling at the rate of 1% for a distance of 176.46 feet to the southerly curb line of Bloomer street to an elevation of 432.87 feet; thence falling at the rate

of 6.35% for a distance of 98.92 feet to a point of curve to an elevation of 426.59 feet; thence by a concave parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 425.09 feet; thence falling at the rate of 1.16% for a distance of 5.03 feet to the northerly curb line of Webster avenue to an elevation of 425.03 feet.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 27, 1922.

Approved December 28, 1922.

Ordinance Book 34, Page 106.

No. 455

AN ORDINANCE — Granting unto

Dwight E. Hamlin, Inc., his successors and assigns, the right to construct, maintain and use switch tracks on and across 38th street, one to be located 293' from the northwest building line of Foster street northward and one located 315' from the northwest building line of Foster street, northward, 6th Ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Dwight E. Hamlin, Inc., his successors and assigns, be and are hereby given the right and authority, at his own cost and expense, to construct, maintain and use one switch track on and across 38th street located 293' from the northwest building line of Foster street northward, and one located 315' from the northwest building line of Foster street northward, for the purpose of conveying materials, etc., from the property of Dwight E. Hamlin, Inc., to the freight yards of the Pennsylvania Railroad Company.

The said tracks shall be constructed in accordance with the provisions of this ordinance and in accordance with the plans hereto attached and identified as Accession No. A-197, Folder "A", in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed Switch

Tracks on and across 38th street, 6th Ward, Pittsburgh, Pa., for Dwight E. Hamlin, Inc."

Section 2. The said party prior to the beginning of construction of the tracks shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans showing location and all details for the construction of said tracks and said plans and the construction of tracks shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of tracks on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said tracks. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of said tracks upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Dwight E. Hamlin, Inc., his successors and assigns, to that effect; and that the said grantee shall, when so notified at the expiration of the said six months, forthwith, remove the said tracks and replace the street to its original condition, at his own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and subsurface structures therein, by reason of the construction, maintenance

and use of said tracks, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This ordinance shall become null and void unless within thirty days after its passage and approval, Dwight E. Hamlin, Inc., shall file with the City Controller his certificate of acceptance of the provisions thereof.

Section 8. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 27, 1922.

Approved December 29, 1922.

Ordinance Book 34, Page 107.

No. 456

AN ORDINANCE — Providing for the letting of contracts for materials and general Supplies required by the several departments of the City Government for the year beginning January 1, 1923.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and empowered and directed to advertise, from time to time, during the fiscal year beginning January 1, 1923, for proposals for furnishing materials and general supplies required by the several departments of the City Government, and to award a contract or contracts for the same to the lowest responsible bidder for each item, in the manner and form prescribed by law.

Section 2. That the cost of such materials or supplies shall be chargeable to and payable from the appropriation made to the Department of Supplies, or to the various departments for the purchase of such materials and supplies as may be required and authorized during the fiscal year beginning January 1, 1923, by the respective appropriation ordinances.

Section 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 27, 1922.

Approved December 29, 1922.

Ordinance Book 34, Page 108.

No. 457

AN ORDINANCE—Making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year beginning January 1, 1923, and ending December 31, 1923.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the revenues of said City derived from taxes and other sources during the fiscal year beginning January 1, 1923, and ending December 31, 1923, are hereby appropriated in the sum of \$19,672,601.37, to pay the expenses of conducting the public business of the City of Pittsburgh and meeting the debt charges thereof during said fiscal year beginning January 1, 1923, and ending December 31, 1923, and all unencumbered balances of appropriations remaining open on the books of the City Controller at the close of the fiscal year shall be and the same are hereby ordered to be cancelled, except such amounts as shall be specially requested by letter from the director or Chairman of the special activity having the matter in charge, certifying that the amounts requested are required for the purpose for which specifically appropriated, or such amounts as shall be directed to be carried over to the fiscal year 1923 by ordinance or resolution of Council.

Section 2. No liability shall be incurred against any appropriation item in excess of the unencumbered balance thereof, and said appropriation items shall be administered subject to and in conformity with the following terms and conditions:

(a) The heads of the several departments shall prepare their several payrolls for audit by the Controller in accordance with the items of the ordinance establishing the respective

positions and rates of compensation, and no payroll shall be approved by the Controller unless the incumbents and the rates of compensation agree with the items of said ordinance. —

(b) There shall be affixed to all payrolls a certificate made by the person preparing such payrolls to the effect that there is a time record on file in said department certified to by a person or persons having knowledge of the facts, showing the character of services and the exact time of employment of each person named in the payroll, and that the distribution of the time as shown on the payroll, is in accordance with such time records.

(c) No transfer shall be made from one appropriation item to another except by resolution of Council, and such resolution shall in each case set forth the reasons for such request, and be accompanied by a certification from the Controller stating that there is a sufficient balance unencumbered and available in the appropriation item from which the transfer is to be made.

(d) All appropriations herein other than for personal service are made under the following conditions:

(1) In so far as practicable, all contracts and open market orders for purchases to be charged against such appropriations shall be based upon specifications which are definite and certain as to character and quality and which conform with such standard specifications as may be established by Council.

(2) In so far as such standard specifications may be established by Council, the Controller at the time of certification of contracts shall also certify that the specifications therefor are in conformity with those previously adopted as standard.

(3) All open market orders issued for supplies, materials, equipment or machinery, for which standard specifications shall have been prescribed, shall contain a description of what is ordered which conforms with such standard specifications.

Section 3. The Director of the Department of Supplies is hereby authorized and directed to provide upon

requisition by the head of any department, all necessary supplies, materials, equipment and machinery for such department; provided, however that no requisition of any department shall be filled by the Director of the Department of Supplies in excess of the unencumbered balance of the appropriation properly chargeable. Payments on account of direct purchases shall be made from the amounts herein appropriated therefor respectively. Purchases made by the Director of the Department of Supplies to go into stores shall be paid for from the fund provided for such purpose, and when and as directed by the Controller said fund shall be reimbursed from other appropriations to the extent of deliveries made from stores.

Section 4. The head of each department is hereby directed to furnish Council, within fifteen days after the close of each quarter, the following statements, which shall be made on forms to be prescribed by the Controller:

(a) Work accomplished or services rendered during the quarter and the cost thereof, on a consumption basis, classified according to the standard budget titles.

(b) Number of units of work or services in all cases where work or services can be measured in units, and the average cost per unit on a consumption basis.

(c) Inventory of supplies, materials and equipment:

(1) On hand at beginning of quarter.

(2) Purchased or received from general stores during quarter.

(3) Consumed or used during quarter.

(4) On hand at end of quarter.

Section 5. For purposes of administration and accounting control, the code symbols indicated herein shall be considered as part of the appropriation titles:

Code Acct. Number	Class	Amount Appropriated	Total
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COUNCIL AND CITY CLERK.

1-A-13a—Council.

1001-A	1	Salaries, regular employes	\$58,500.00
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1-A-13b—City Clerks.

1002-A	1	Salaries, regular employes	15,720.00
1003-B		Miscellaneous services	25,000.00
1004-C		Supplies	10,600.00
1005-F		Equipment	1,000.00
1006-M		Contingent Fund	1,000.00

BUILDING CODE COMMITTEE.

1-A-13c—Legislative Investigations.

1007-A	1	Salaries, regular employes	5,652.00
1008-B		Miscellaneous services	1,000.00
1009-C		Supplies	1,000.00

DIVISION OF INVESTIGATION.

1014-M		Salaries, regular employes	7,416.00
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\$126,388.00

MAYOR'S OFFICE.

1-B-14a—Mayor.

1015-A	1	Salaries, regular employes	32,902.00
1016-B		Miscellaneous services	800.00
1017-C		Supplies	5,500.00
1018-E		Repairs	25.00
1019-F		Equipment	500.00
1020-M		Efficiency Fund	10,000.00

1-C-19a—Police Magistrates.

1021-A	1	Salaries, regular employes	26,570.00
1022-B		Miscellaneous services	260.00
1023-C		Supplies	350.00
1024-F		Equipment	50.00

MORALS COURT.

1025-A	1	Salaries, regular employes	1,758.00
1026-B		Miscellaneous services	100.00
1027-C		Supplies	150.00

TRAFFIC COURT.

1028-A	1	Salaries, regular employes	1,500.00
1029-C		Supplies	500.00
1030-F		Equipment	1,000.00

\$81,965.00

Code Acct. Number	Class	Amount Appropriated	Total
MUNICIPAL GARAGE AND REPAIR SHOP.			
IX-76f—Incidental Operating Accounts.			
1031-M	Maintenance Fund	100,000.00	
			\$100,000.00

SUPERVISOR OF CITY STABLES.			
IX-76g—Incidental Operating Accounts.			
1041-A	1 Salaries, regular employees	6,402.00	
1042-B	Miscellaneous services	17,445.00	
1043-C	Supplies	50,500.00	
1044-F	Equipment	50.00	
			\$74,397.00

CITY ARCHITECT.			
IX-76b—City Architect.			
1045-A	1 Salaries, regular employees	16,694.00	
1046-B	Miscellaneous services	65.00	
1047-C	Supplies	125.00	
			\$16,884.00
Total Mayor's Office			\$273,246.00

DEPARTMENT OF CITY CONTROLLER.			
I-B-15a—Contrôller.			
1051-A	1 Salaries, regular employees	64,974.00	
1052-B	Miscellaneous services	725.00	
1053-C	Supplies	4,000.00	
1054-E	Repairs	300.00	
1055-F	Equipment	525.00	
I-B-15f—Other Finance Accounts.			
1056-B	Registrars' Fees and Debt Statements	5,000.00	
			\$75,524.00

DEPARTMENT OF TREASURER.			
I-B-15c—Treasurer.			
1063-A	1 Salaries, regular employees	49,614.00	
1064-A	2 Salaries, temporary employees	17,355.00	
1065-B	Miscellaneous services	5,000.00	
1066-C	Supplies	6,000.00	
1067-E	Repairs	400.00	
1068-F	Equipment	2,500.00	
			\$80,869.00

Code Acct. Number	Class	Amount Appropriated	Total
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DEPARTMENT OF COLLECTOR OF DELINQUENT TAXES.

I-B-15c—Collection of Revenue.

1069-A	1	Salaries, regular employees	25,590.00
1070-B		Miscellaneous services	1,500.00
1071-B		Advertising delinquent taxes	21,000.00
1072-C		Supplies	1,200.00
1073-E		Repairs	85.00
1074-F		Equipment	105.00

\$49,480.00

DEPARTMENT OF LAW.

I-B-16a—City Solicitor.

1075-A	1	Salaries, regular employees	53,638.00
1076-E		Miscellaneous services	6,000.00
1077-B		Witness fees	22,500.00
1078-C		Supplies	1,400.00
1079-F		Equipment	1,000.00
1080-M		Preparing and prosecuting litigation against Public Service Companies	20,000.00

IX-77aSettlement for Personal Injuries, Etc.

1081-M		Petty Claims Fund	5,000.00
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\$109,538.00

DIVISION OF MUNICIPAL IMPROVEMENTS.

V-44a—Rights of Way—Roadways.

1082-A	1	Salaries, regular employees	12,032.00
1083-B		Miscellaneous services	2,000.00
1084-C		Supplies	360.00
1086-F		Equipment	150.00

100-f—Miscellaneous Investments.

1087-H		Purchase of land—Sheriff's sales	500.00
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\$15,042.00

BUREAU OF PUBLIC IMPROVEMENTS.

V-44a—Rights of Way—Roadways.

1088-A	1	Salaries, regular employees	20,286.00
1089-B		Miscellaneous services	1,500.00
1090-C		Supplies	650.00
1092-F		Equipment	300.00

\$22,736.00

Total Department of Law\$147,316.00

Code Acct. Number	Class	Amount Appropriated	Total
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DEPARTMENT OF ASSESSORS.

I-B-15d—Assessment and Levy Revenue.

1093-A	1	Salaries, regular employes	89,758.00
1094-A	2	Salaries, temporary employes	1,115.00
1095-B		Miscellaneous services	250.00
1096-C		Supplies	1,800.00
1097-E		Repairs	55.00
1098-F		Equipment	535.00

\$93,513.00

CIVIL SERVICE COMMISSION.

I-B-17b—General Executive.

1100-M		Maintenance Fund	19,385.00
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DEPARTMENT OF CITY PLANNING.

I-B-17f—General Executive.

1107-A	1	Salaries, regular employes	20,840.00
1108-B		Miscellaneous services	1,485.00
1109-C		Supplies	4,165.00
1110-E		Repairs	60.00
1111-F		Equipment	810.00
1112-M		Triangulation and Topographical Survey	25,000.00

\$52,360.00

ART COMMISSION.

I-B-17a—General Executive.

1113-A	1	Salaries, regular employes	2,496.00
1114-B		Miscellaneous services	600.00
1115-C		Supplies	50.00
1116-E		Repairs	25.00
1117-F		Equipment	50.00

\$3,221.00

DEPARTMENT OF SUPPLIES.

IB-76c—Purchase and Distribution of Supplies.

1126-A	1	Salaries, regular employes	38,822.00
1128-E		Miscellaneous services	2,100.00
1129-C		Supplies	1,820.00
1130-D		Materials	150.00
1131-E		Repairs	355.00
1132-F		Equipment	850.00

\$44,097.00

BOARD OF WATER ASSESSORS.

X-81—Water Supply Systems.

1141-A	1	Salaries, regular employes	65,310.00
1142-B		Miscellaneous services	162,900.00

Code Acct. Number	Class	Amount Appropriated	Total
1143-C	Supplies	2,000.00	
1144-D	Materials	10.00	
1145-E	Repairs	100.00	
1146-F	Equipment	425.00	
			\$230,745.00

CARNEGIE FREE LIBRARY, NORTH SIDE.

VII-67—Libraries.

1147-A	1	Salaries, regular employees	47,821.00	
1148-A	3	Wages, regular employees	7,612.00	
1149-B		Miscellaneous services	790.00	
1150-C		Supplies	7,840.00	
1151-D		Materials	130.00	
1152-E		Repairs	10,210.00	
1153-F		Equipment	15,420.00	
				\$89,823.00

WOODS RUN BRANCH.

1154-A	1	Salaries, regular employees	5,264.00	
1156-D		Miscellaneous services	715.00	
1157-C		Supplies	150.00	
1158-F		Equipment	4,560.00	
				\$10,689.00

Total Carnegie Free Library, North Side\$100,512.00

DEPARTMENT OF PUBLIC HEALTH—GENERAL OFFICE.

III-30—Administration.

1201-A	1	Salaries, regular employees	13,714.00	
1202-B		Miscellaneous services	100.00	
1203-C		Supplies	200.00	
1204-E		Repairs	20.00	
1205-F		Equipment	75.00	
				\$14,109.00

BUREAU OF INFECTIOUS DISEASES.

III-32c—Other Treatment and Prevention

of Communicable Diseases.

1206-A	1	Salaries, regular employees	11,856.00	
1207-B		Miscellaneous services	1,140.00	
1208-C		Supplies	205.00	
1209-E		Repairs	15.00	
1210-F		Equipment	35.00	
				\$13,251.00

Code Acct. Number	Class	Amount Appropriated	Total
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DIVISION OF REGISTRATION.

III-31—Vital Statistics.

1212-A	1	Salaries, regular employes	4,038.00
1213-B		Miscellaneous services	630.00
1214-C		Supplies	70.00
1215-E		Repairs	10.00

\$4,748.00

DIVISION OF TRANSMISSIBLE DISEASES.

III-32c—Other Treatment and Prevention of Communicable Diseases.

1216-A	1	Salaries, regular employes	38,174.00
1217-A	4	Wages, temporary employes	2,500.00
1218-B		Miscellaneous services	2,000.00
1219-C		Supplies	19,720.00
1220-D		Materials	15.00

\$62,409.00

DIVISION OF BACTERIOLOGY.

III-30—Administration.

1221-A	1	Salaries, regular employes	19,692.00
1222-A	3	Wages, regular employes	1,035.00
1223-B		Miscellaneous services	440.00
1224-C		Supplies	1,865.00
1225-D		Materials	20.00
1226-E		Repairs	90.00
1227-F		Equipment	795.00

\$23,937.00

TUBERCULOSIS HOSPITAL.

III-32a—Tuberculosis Hospital, Etc.

1228-A	1	Salaries, regular employes	37,044.00
1229-A	3	Wages, regular employes	19,497.00
1230-B		Miscellaneous services	230.00
1231-C		Supplies	43,000.00
1232-D		Materials	670.00
1233-E		Repairs	3,610.00
1234-F		Equipment and machinery	2,400.00

\$106,451.00

MUNICIPAL HOSPITAL.

III-32b—Other Hospitals for Communicable Diseases.

1235-A	1	Salaries, regular employes	41,076.00
1236-A	2	Salaries, temporary employes	1,340.00
1237-A	3	Wages, regular employes	26,271.00

Code Acct. Number	Class	Amount Appropriated	Total
1238-B	Miscellaneous services	1,240.00	
1239-C	Supplies	34,000.00	
1240-D	Materials	1,000.00	
1241-E	Repairs	730.00	
1242-F	Equipment and machinery	2,050.00	
			<u>\$107,767.00</u>

Total, Bureau of Infectious Diseases\$318,503.00

BUREAU OF CHILD WELFARE.

III-33—Conservation of Child Life.

1243-A	1	Salaries, regular employees	117,914.00
1244-A	4	Wages, temporary employees	4,690.00
1245-B		Miscellaneous services	3,900.00
1246-C		Supplies	26,000.00
1247-E		Repairs	25.00
1248-F		Equipment	30.00

\$152,559.00

BUREAU OF SMOKE REGULATION.

IV-41a—Smoke Prevention.

1249-A	1	Salaries, regular employees	14,824.00
1250-A	4	Wages, temporary employees	150.00
1251-B		Miscellaneous services	460.00
1252-C		Supplies	340.00
1253-E		Repairs	30.00
1254-F		Equipment	90.00

\$15,894.00

BUREAU OF SANITATION.

IV-41d—Administration.

1255-A	1	Salaries, regular employees	8,416.00
1256-A	3	Wages, regular employees	12,660.00
1257-B		Miscellaneous services	330.00
1258-C		Supplies	150.00
1259-E		Repairs	10.00
1260-F		Equipment	10.00

IV-37b—Refuse Collection.

IV-38—Refuse Disposal.

1261-B		Garbage and rubbish disposal	1,377,000.00
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\$1,398,576.00

DIVISION OF PLUMBING & HOUSE DRAINAGE.

II-27h—Plumbing Inspection.

1262-A	1	Salaries, regular employees	34,030.00
1263-A	4	Wages, temporary employees	500.00

Code Acct. Number	Class	Amount Appropriated	Total
1264-B	Miscellaneous services	680.00	
1265-C	Supplies	740.00	
1267-E	Repairs	10.00	
1268-F	Equipment	10.00	
			\$35,970.00

DIVISION OF HOUSING AND SANITARY INSPECTION.

IV-41b—Sanitary Inspection.

1269-A	1	Salaries, regular employees	64,536.00	
1270-B		Miscellaneous services	50.00	
1271-C		Supplies	240.00	
1274-F		Equipment	10.00	
				\$64,836.00
Total, Bureau of Sanitation				\$1,499,382.00

BUREAU OF FOOD INSPECTION.

III-34c—Food Inspection and Regulation.

1275-A	1	Salaries, regular employees	8,196.00	
1276-B		Miscellaneous services	95.00	
1277-C		Supplies	75.00	
				\$8,366.00

DIVISION OF DAIRY INSPECTION.

III-34a—Dairy Control.

1281-A	1	Salaries, regular employees	20,340.00	
1283-B		Miscellaneous services	11,500.00	
1284-C		Supplies	125.00	
				\$31,965.00

DIVISION OF MEAT INSPECTION.

III-34b—Other Food Regulation.

1288-A	1	Salaries, regular employees	16,518.00	
1289-B		Miscellaneous services	400.00	
1290-C		Supplies	25.00	
				\$16,943.00

DIVISION OF MILK AND MISCELLANEOUS.

FOOD INSPECTION.

III-34c—Milk and Other Food Control.

1291-A	1	Salaries, regular employees	23,634.00	
1292-A	3	Wages, regular employees	2,400.00	
1293-B		Miscellaneous services	400.00	
1294-C		Supplies	325.00	

Code Acct. Number	Class	Amount Appropriated	Total
1297-E	Repairs	25.00	
1298-F	Equipment	185.00	
			\$26,969.00
Total, Bureau of Food Inspection			\$84,243.00
Total, Department of Public Health.....			\$2,084,690.00

DEPARTMENT OF CHARITIES—GENERAL OFFICE

VI-54—General Supervision of Charities.

1301-A	1	Salaries, regular employes	23,084.00
1302-B		Miscellaneous services	3,300.00
1303-C		Supplies	380.00
1304-E		Repairs	50.00
1305-F		Equipment	800.00

VI-55a—Medical Service, by City Direct.

1306-A	1	Salaries, regular employes	13,122.00
1307-C		Supplies	690.00

VI-55b—Medical Service by City Direct.

1308-A	1	Salaries, regular employes	6,900.00
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VI-55c—Other by City Direct.

1309-B		Quarantine relief and burials	7,750.00
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VI-56b—Other Civil Divisions.

1310-B		Care of patients in other districts	500.00
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VI-57b—Care of Children—Other Civil Divisions.

1311-B		Care of feeble minded patients	5,000.00
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VI-58a—Other Charities—Undistributed Cost.

1313-B		Transportation	900.00
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VI-59c—Hospitals and Private Associations.

1314-B		Pasteur Treatment	1,000.00
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VI-60—Insane in Institutions.

1315-B		State Asylums	265.00
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\$63,741.00

MAYVIEW CITY HOME AND HOSPITALS.

III-32a—Tuberculosis Hospital.

VI-56a—Poor in Institutions of City.

VI-60—Insane in Institutions.

1316-A	1	Salaries, regular employes	153,300.00
1317-A	3	Wages, regular employes	46,035.00
1318-A	4	Wages, temporary employes	9,750.00

Code Acct. Number	Class	Amount Appropriated	Total
1319-B	Miscellaneous services	3,100.00	
1320-C	Supplies	224,870.00	
1321-D	Materials	10,000.00	
1322-D	Special Materials	43,700.00	
1323-E	Repairs	2,400.00	
1324-F	Equipment and machinery	11,435.00	
1326-F	Special equipment	20,250.00	
1328-E	Special repairs	4,500.00	
			\$529,340.00

MAYVIEW COAL MINE.

IX-76a—Coal Mine.

1351-A	1	Salaries, regular employees	2,772.00	
1352-A	3	Wages, regular employees	40,523.00	
1353-C		Supplies	265.00	
1354-D		Materials	980.00	
1355-E		Repairs	300.00	
1356-F		Equipment and machinery	200.00	
				\$45,040.00

Total, Department of Charities\$638,121.00

DEPARTMENT OF PUBLIC SAFETY—GENERAL OFFICE.

II-22—General Supervision.

1426-A	1	Salaries, regular employees	32,731.00	
1428-A	3	Wages, regular employees	32,016.00	
1429-B		Miscellaneous services	800.00	
1430-C		Supplies	5,365.00	
1431-D		Materials	35.00	
1432-E		Repairs	145.00	
1433-F		Equipment	1,445.00	
				\$72,537.01

DIVISION OF ACCOUNTS AND PERMITS.

1434-A	1	Salaries, regular employees	16,130.00	
				\$16,130.00

DIVISION OF WEIGHTS AND MEASURES.

II-27a—Inspection of Weights and Measures.

1435-A	1	Salaries, regular employees	16,686.00	
1436-E		Miscellaneous services	150.00	
1437-C		Supplies	100.00	
				\$16,936.00

DIVISION OF BOILER INSPECTION.

II-27c—Boiler Inspection.

1440-A	1	Salaries, regular employees	6,564.00	
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Code Acct. Number	Class	Amount Appropriated	Total
1441-B	Miscellaneous services	100.00	
1442-C	Supplies	150.00	
			\$6,814.00
Total, General Office			\$112,417.00

BUREAU OF POLICE.

II-23—Police Department.

1444-A	1	Salaries, regular employes	1,913,984.00
1445-A	3	Wages, regular employes	59,587.00
1446-A	4	Wages, temporary employes	5,865.00
1447-B		Miscellaneous services	9,000.00
1448-B		Carfare	5,000.00
1449-C		Supplies	20,000.00
1450-D		Materials	2,500.00
1451-E		Repairs	5,000.00
1452-F		Equipment and machinery	4,575.00
1453-O		Refunds for uniforms	200.00
1454-B		Local secret service	2,000.00
1455-B		Traveling expenses	2,000.00

II-28d—Dog Pound.

1456-B		Miscellaneous services	12,000.00
			\$2,041,711.00

BUREAU OF FIRE.

II-24a—Fire Department.

1461-A	1	Salaries, regular employes	1,717,658.00
1462-A	3	Wages, regular employes	2,920.00
1463-B		Miscellaneous services	2,795.00
1464-C		Supplies	70,000.00
1465-D		Materials	3,500.00
1466-E		Repairs	16,000.00
1468-F		Equipment and machinery	4,780.00
1469-F		Fire Hose	3,000.00

B-105e—Firemen's Disability Fund.

1470-L		Firemen's Disability Fund	27,420.00
			\$1,848,073.00

BUREAU OF ELECTRICITY.

II-28a—Undistributed Cost.

1472-A	1	Salaries, regular employes	85,634.00
1473-B		Miscellaneous services	26,200.00
1474-C		Supplies	1,000.00
1475-D		Materials	8,000.00
1476-E		Repairs	300.00
1477-F		Equipment and machinery	3,000.00

Code Acct. Number	Class	Amount Appropriated	Total
1478-G	Miscellaneous conduit construction	1,800.00	
1479-G	Structural and non-structural Improvements	4,200.00	
B-105e—Firemen's Disability Fund.			
1480-L	Firemen's Disability Fund	1,140.00	
			\$131,274.00

BUREAU OF BUILDING INSPECTION.

II-27d—Building Inspection.

1481-A	1 Salaries, regular employees	91,042.00	
1482-B	Miscellaneous services	1,850.00	
1483-C	Supplies	900.00	
1484-D	Materials	60.00	
1485-E	Repairs	50.00	
1486-F	Equipment	150.00	
B-105e—Firemen's Disability Fund.			
1487-L	Firemen's Disability Fund	300.00	
			\$94,352.00
Total, Department of Public Safety		\$4,227,827.00	

DEPARTMENT OF PUBLIC WORKS.

DIRECTOR'S OFFICE.

I-B-17c—General Executive.

1501-A	1 Salaries, regular employees	17,102.00	
1502-B	Miscellaneous services	265.00	
1503-C	Supplies	300.00	
1504-E	Repairs	50.00	
1505-F	Equipment	300.00	
			\$18,017.00

DIVISION OF ACCOUNTING.

1506-A	1 Salaries, regular employees	21,960.00	
1507-B	Miscellaneous services	40.00	
1508-C	Supplies	800.00	
1509-E	Repairs	50.00	
1510-F	Equipment	40.00	
			\$22,890.00

PHOTOGRAPHIC DIVISION.

IX-76e—Photographs and Blue Prints.

1511-A	1 Salaries, regular employees	3,384.00	
1512-B	Miscellaneous services	25.00	
1513-C	Supplies	900.00	
1514-D	Materials	20.00	

Code Acct. Number	Class	Amount Appropriated	Total
1515-E	Repairs	100.00	
1516-F	Equipment	100.00	
			<u>\$4,529.00</u>

Total, General Office\$45,436.00

BUREAU OF ENGINEERING—GENERAL OFFICE

I-B-17-d—General Executive.

1518-A	1	Salaries, regular employees	20,364.00
1519-B		Miscellaneous services	1,700.00
1520-C		Supplies	1,500.00
1521-E		Repairs	50.00
1522-F		Equipment	200.00
1523-D		Castings	10,000.00

I-B17-d—Materials Inspection.

1524-B		Miscellaneous services	125.00
1525-C		Supplies	250.00
1526-F		Equipment	65.00

\$34,254.00

DIVISION OF SURVEYS.

1527-A	1	Salaries, regular employees	76,214.00
1528-B		Miscellaneous service	700.00
1529-C		Supplies	750.00
1530-D		Materials	900.00
1531-E		Repairs	200.00
1532-F		Equipment	250.00

\$79,014.00

DIVISION OF DESIGN.

1533-A	1	Salaries, regular employees	41,712.00
1534-B		Miscellaneous services	25.00
1535-C		Supplies	375.00
1536-E		Repairs	25.00
1537-F		Equipment	100.00

\$42,237.00

DIVISION OF PARKS AND PLAYGROUNDS.

VIII-70d—Athletics and Playgrounds.

VIII-71a—General Expense.

1538-A	1	Salaries, regular employees	3,600.00
1539-B		Miscellaneous services	100.00
1540-C		Supplies	200.00
1541-E		Repairs	50.00

\$3,950.00

Code Acct. Number	Class	Amount Appropriated	Total
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DIVISION OF BRIDGES.

V-45c—Bridges other than Toll.

1542-A	1	Salaries, regular employes	21,150.00
1543-B		Miscellaneous services	500.00
1544-C		Supplies	350.00
1545-D		Materials	10.00
1546-E		Repairs	100.00
1547-E		Repair schedule	59,000.00
			<u>\$81,110.00</u>

BRIDGE REPAIRS—CITY FORCE.

1549-A	1	Salaries, regular employes	2,106.00
1550-A	3	Wages, regular employes	29,000.00
1551-E		Miscellaneous services	800.00
1552-C		Supplies	800.00
1553-D		Materials	17,000.00
1554-E		Repairs	100.00
1555-F		Equipment	1,400.00
			<u>\$51,206.00</u>

BRIDGE REPAINTING—CITY FORCE.

1556-A	1	Salaries, regular employes	2,106.00
1557-A	3	Wages, regular employes	37,400.00
1558-B		Miscellaneous services	600.00
1560-D		Materials	15,000.00
1559-C		Supplies	1,000.00
1561-F		Equipment	1,000.00
			<u>\$15,638.00</u>

STREET SIGNS.

V-45g—Street Signs.

1562-A	1	Salaries, regular employes	1,518.00
1563-A	3	Wages, regular employes	5,320.00
1564-B		Miscellaneous services	150.00
1565-C		Supplies	100.00
1566-D		Materials	8,500.00
1567-F		Equipment	50.00
			<u>515,638.00</u>

MONUMENT BOXES.

1568-A	3	Wages, regular employes	4,975.00
1569-D		Materials	225.00
			<u>\$5,200.00</u>

DIVISION OF SEWERS.

IV-36a—Sewers and Drains.

1571-A	1	Salaries, regular employes	53,466.00
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Code Acct. Number	Class	Amount Appropriated	Total
1572-B	Miscellaneous services	800.00	
1573-C	Supplies	250.00	
1574-D	Materials	10.00	
1575-E	Repairs	50.00	
1576-E	Repair Schedule	35,000.00	
1577-F	Equipment	150.00	
			\$89,726.00.

DIVISION OF STREETS.

V-43—General Administration of Highways.

1582-A	1	Salaries, regular employees	66,342.00	
1583-B		Miscellaneous services	600.00	
1584-C		Supplies	200.00	
1585-D		Materials	15.00	
1586-E		Repairs	100.00	
1587-F		Equipment	150.00	
1588-M		Drilling and test pits	2,500.00	
1589-G		Retaining wall and steps—Dakota Street to Bigelow Boulevard	4,000.00	
1590-E		General Repaving	500,000.00	
				\$573,907.00

CONSTRUCTION AND MAINTENANCE OF FENCES.

V-451—Fences.

1592-A	4	Wages, temporary employees	5,550.00	
1593-C		Supplies	50.00	
1594-D		Materials	2,500.00	
1595-F		Equipment	50.00	
				\$8,150.00
		Total Bureau of Engineering		\$1,041,498.00

BUREAU OF DEED REGISTRY.

I-B-15d—Deed Registry.

1597-A	1	Salaries, regular employees	11,760.00	
1598-B		Miscellaneous services	20.00	
1599-C		Supplies	500.00	
1600-E		Repairs	250.00	
1601-F		Equipment	200.00	
				\$12,730.00

BUREAU OF HIGHWAYS AND SEWERS.

GENERAL OFFICE.

I-B-17c—General Executive.

1602-A	1	Salaries, regular employees	18,816.00	
1603-B		Miscellaneous services	305.00	

Code Acct. Number	Class	Amount Appropriated	Total
1604-C	Supplies	760.00	
1605-E	Repairs	75.00	
1606-F	Equipment	100.00	
			\$20,056.00

DIVISION OFFICES.

1607-A	1	Salaries, regular employes	110,616.00	
1608-E		Miscellaneous services	1,240.00	
1609-C		Supplies	890.00	
				\$112,746.00

STABLES AND YARDS.

IX-76d—Stables and Yards.

1611-A	1	Salaries, regular employes	9,000.00	
1612-A	4	Wages, temporary employes	22,000.00	
1613-B		Miscellaneous services	16,320.00	
1614-C		Supplies	1,500.00	
1615-D		Materials	800.00	
1616-E		Repairs	6,000.00	
1617-F		Equipment and machinery	20,000.00	
				\$75,620.00

BUILDINGS.

1618-A	4	Wages, temporary employes	1,600.00	
1619-D		Materials	1,910.00	
1620-E		Repairs	1,000.00	
				\$4,510.00

CLEANING HIGHWAYS.

IV-37a—Street Cleaning.

1621-A	4	Wages, temporary employes	663,000.00	
1622-B		Miscellaneous services	1,200.00	
1623-C		Supplies	3,000.00	
1624-D		Materials	500.00	
1625-E		Repairs	2,500.00	
1626-F		Equipment and machinery	33,790.00	
				\$703,990.00

DUMPAGE.

1627-A	4	Wages, temporary employes	12,000.00	
1628-B		Miscellaneous services	1,000.00	
				\$13,000.00

Code Acct. Number	Class	Amount Appropriated	Total
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REPAIRING HIGHWAYS.

V-44d—Repairing Durable Pavements.

1629-A	4	Wages Temporary Employees	168,000.00
1630-B		Miscellaneous services	200.00
1631-D		Materials	16,900.00
			<u>\$185,100.00</u>

REPAIRING SEWERS.

IV-36a—Sewers and Drains.

1632-A	4	Wages, temporary employees	15,340.00
1633-D		Materials	3,500.00
			<u>\$18,840.00</u>

CLEANING AND REPAIRING SEWER DROPS

IV-36b—Cleaning Sewers and Catch Basins.

1634-A	4	Wages, temporary employees	50,000.00
1635-C		Supplies	510.00
1636-D		Materials	3,950.00
			<u>\$54,460.00</u>

BOULEVARDS.

IV-37a—Street Cleaning.

V-44d—Repairing Durable Pavements.

1637-A	4	Wages, temporary employees	16,400.00
1638-D		Materials	650.00
			<u>\$17,050.00</u>

BOARDWALKS AND STEPS.

V-45b—Sidewalks and Crosswalks.

1639-A	1	Salaries, regular employees	2,034.00
1640-A	4	Wages, temporary employees	26,240.00
1641-D		Materials	50,000.00
1642-F		Equipment and machinery	150.00
			<u>\$78,424.00</u>

BRIDGES.

IV-37a—Street Cleaning.

1643-A	4	Wages, temporary employees	7,600.00
			<u>\$7,600.00</u>

Code Acct. Number	Class	Amount Appropriated	Total
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SIDEWALKS.

V-45b—Sidewalks and Crosswalks.

1644-B	Miscellaneous services	75.00	
1645-G	Laying sidewalks	25,000.00	
			\$25,075.00

DIVISION OF PUBLIC UTILITIES.

V-43—General Administration of Highways.

1647-A	1 Salaries, regular employees	15,924.00	
1648-B	Miscellaneous services	500.00	
1649-C	Supplies	200.00	
1650-E	Repairs	35.00	
1651-F	Equipment	100.00	
			\$16,759.00

ASPHALT PLANT.

V-441—Replacing and Constructing Durable Pavements.

1652-A	1 Salaries, regular employees	24,348.00	
1653-A	4 Wages, temporary employees	184,800.00	
1654-B	Miscellaneous services	7,885.00	
1655-C	Supplies	36,650.00	
1656-D	Materials	183,000.00	
1657-E	Repairs	2,220.00	
1658-F	Equipment and machinery	7,730.00	
1659-G	Structural and non-structural Improvements	10,000.00	
			\$456,633.00

Total, Bureau of Highways and Sewers.....\$1,789,863.00

BUREAU OF CITY PROPERTY.

I-D-20a—General Expenditures.

1660-A	1 Salaries, regular employees	9,682.00	
1661-B	Miscellaneous services	2,600.00	
1662-C	Supplies	395.00	
1663-D	Materials	490.00	
1664-E	Repairs	2,500.00	
1665-F	Equipment	20.00	
			\$15,687.00

CITY-COUNTY BUILDING.

1667-A	1 Salaries, regular employees	59,640.00	
1668-A	3 Wages, regular employees	62,405.00	
1669-A	4 Wages, temporary employees	2,400.00	
1670-B	Miscellaneous services	500.00	
1671-C	Supplies	33,000.00	

Code Acct. Number	Class	Amount Appropriated	Total
1672-D	Materials	500.00	
1673-E	Repairs	1,000.00	
1674-F	Equipment and machinery	1,000.00	
			\$160,445.00

NORTH SIDE MUNICIPAL HALL.

1675-A	1	Salaries, regular employes	5,688.00	
1676-A	3	Wages, regular employes	1,550.00	
1677-C		Supplies	5,260.00	
1678-E		Repairs	900.00	
				\$13,398.00

DIAMOND MARKET.

X-84—Market and Public Scales.

1679-A	1	Salaries, regular employes	23,022.00	
1680-A	3	Wages, regular employes	24,044.00	
1682-B		Miscellaneous services	250.00	
1683-C		Supplies	22,500.00	
1684-D		Materials	500.00	
1685-E		Repairs	3,220.00	
1686-F		Equipment and machinery	180.00	
				\$73,716.00

NORTH SIDE MARKET.

1689-A	1	Salaries, regular employes	4,434.00	
1690-A	3	Wages, regular employes	10,568.00	
1691-A	4	Wages, temporary employes	1,200.00	
1692-B		Miscellaneous services	2,395.00	
1693-C		Supplies	14,770.00	
1694-D		Materials	110.00	
1695-E		Repairs	2,500.00	
1696-F		Equipment	85.00	
1697-E		Special repairs	16,000.00	
				\$52,062.00

SOUTH SIDE MARKET.

1704-A	1	Salaries, regular employes	5,070.00	
1705-A	3	Wages, regular employes	5,723.00	
1706-B		Miscellaneous services	195.00	
1707-C		Supplies	1,800.00	
1708-D		Materials	65.00	
1709-E		Repairs	3,020.00	
1710-F		Equipment and machinery	135.00	
				\$16,008.00

WEIGH SCALES.

1711-E		Repairs	500.00	
				\$500.00

Code Acct. Number	Class	Amount Appropriated	Total
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WHARVES AND LANDINGS.

X-85—Docks, Wharves and Landings.

1712-A	1	Salaries, regular employees	2,034.00
1713-A	3	Wages, regular employees	14,938.00
1714-E		Miscellaneous services	25.00
1715-C		Supplies	100.00
1716-D		Materials	150.00
1717-F		Equipment	260.00
			<u>\$17,507.00</u>

COMFORT HOUSES.

IV-40—Public Convenience Stations.

1718-A	1	Salaries, regular employees	54,096.00
1719-C		Supplies	6,000.00
1720-D		Materials	520.00
1721-E		Repairs	7,000.00
1722-F		Equipment and machinery	400.00
			<u>\$68,016.00</u>

STEPHEN C. FOSTER HOME.

VII-69a—Museums.

1723-C		Supplies	500.00
1724-E		Repairs	590.00
1725-F		Equipment	35.00
			<u>\$1,125.00</u>

EXPOSITION BUILDING.

IX-76a—Incidental Operating Accounts.

1726-A	3	Wages, regular employees	5,424.00
1727-B		Miscellaneous services	38,200.00
1728-C		Supplies	200.00
1729-D		Materials	100.00
1730-E		Repairs	50.00
			<u>\$43,974.00</u>

PERALTO STREET BATH HOUSE.

1731-A	3	Wages, regular employees	1,460.00
1732-C		Supplies	30.00
1733-E		Repairs	450.00
			<u>\$1,940.00</u>

Total Bureau of City Property	\$464,378.00
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Code Acct. Number	Class	Amount Appropriated	Total
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BUREAU OF WATER.
MANAGING ENGINEER'S OFFICE.

X-81—Water Supply Systems.

1734-A	1	Salaries, regular employees	8,192.00
			<u>\$8,192.00</u>

ACCOUNTING DIVISION.

1735-A	1	Salaries, regular employees	7,560.00
1736-A	3	Wages, regular employees	5,210.00
1737-B		Miscellaneous services	125.00
1738-C		Supplies	200.00
1740-E		Repairs	65.00
1741-F		Equipment	45.00
			<u>\$13,205.00</u>

FILTRATION DIVISION.

1742-A	1	Salaries, regular employees	25,224.00
1744-A	3	Wages, regular employees	154,200.00
1745-A	4	Wages, temporary employees	10,965.00
1746-B		Miscellaneous services	1,800.00
1747-C		Supplies	8,000.00
1748-D		Materials	4,500.00
1749-E		Repairs	1,200.00
1750-F		Equipment and machinery	4,690.00
			<u>\$210,579.00</u>

MECHANICAL DIVISION.

1751-A	1	Salaries, regular employees	46,477.00
1752-A	3	Wages, regular employees	341,660.00
1753-A	4	Wages, temporary employees	34,700.00
1754-B		Miscellaneous services	5,150.00
1755-C		Supplies	427,160.00
1756-D		Materials	24,660.00
1757-E		Repairs	3,970.00
1758-F		Equipment and machinery	2,300.00
			<u>\$886,077.00</u>

DISTRIBUTION DIVISION.

1759-A	1	Salaries, regular employees	67,668.00
1760-A		Wages, regular employees	90,910.00
1761-A	4	Wages, temporary employees	95,800.00
1762-B		Miscellaneous services	32,720.00
1763-C		Supplies	4,680.00
1764-D		Materials	16,000.00
1765-E		Repairs	5,900.00
1766-F		Equipment and machinery	5,000.00
			<u>\$318,678.00</u>

Total Bureau of Water\$1,436,731.00

Code Acct. Number	Class	Amount Appropriated	Total
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BUREAU OF LIGHT.

V-49—Street Lighting.

1768-A	1	Salaries, regular employees	6,762.00
1770-A	4	Wages, temporary employees	3,716.00
1771-B		Miscellaneous services	725,970.00
1772-C		Supplies	150.00
1773-D		Materials	700.00
1774-E		Repairs	25.00
1775-F		Equipment	25.00

\$737,348.00

BUREAU OF PARKS—GENERAL OFFICE

VIII-7a—General Expense.

1776-A	1	Salaries, regular employees	9,744.00
1777-B		Miscellaneous services	590.00

\$10,334.00

SCHENLEY PARK.

1778-A	1	Salaries, regular employees	2,748.00
1779-A	3	Wages, regular employees	24,600.00
1780-A	4	Wages, temporary employees	15,023.00
1781-B		Miscellaneous services	275.00
1783-C		Supplies	1,070.00
1784-D		Materials	1,700.00
1785-E		Repairs	150.00
1786-F		Equipment and machinery	250.00

\$45,816.00

SCHENLEY NURSERY.

1787-A	1	Salaries, regular employees	2,034.00
1788-A	3	Wages, regular employees	8,765.00

\$10,799.00

GOLF GROUNDS.

VIII-70d—Athletics and Playgrounds.

1789-A	2	Salaries, temporary employees	1,876.00
1790-A	3	Wages, regular employees	2,930.00
1791-A	4	Wages, temporary employees	3,200.00
1792-B		Miscellaneous services	60.00
1793-C		Supplies	925.00
1794-D		Materials	365.00
1795-E		Repairs	25.00
1796-F		Equipment	300.00

\$9,681.00

Code Acct. Number	Class	Amount Appropriated	Total
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SCHENLEY STABLES.

VIII-71a—General Expenses.

1797-A	3	Wages, regular employees	12,410.00
1799-C		Supplies	75.00
1800-D		Materials	65.00
1801-E		Repairs	160.00
1802-F		Equipment and machinery	300.00

\$13,010.00

SCHENLEY CONSERVATORY AND HALL OF BOTANY.

VIII-69c—Conservatories.

1803-A	1	Salaries, regular employees	13,426.00
1804-A	3	Wages, regular employees	26,500.00
1805-A	4	Wages, temporary employees	960.00
1806-B		Miscellaneous services	20.00
1807-C		Supplies	18,395.00
1808-D		Materials	800.00
1809-E		Repairs	260.00
1810-F		Equipment and machinery	240.00

\$66,101.00

NORTH SIDE CONSERVATORY.

1812-A	1	Salaries, regular employees	6,840.00
1913-A	3	Wages, regular employees	11,465.00
1814-A	4	Wages, temporary employees	1,660.00
1815-B		Miscellaneous services	10.00
1816-C		Supplies	7,800.00
1817-D		Materials	915.00
1818-E		Repairs	470.00
1819-F		Equipment and machinery	270.00

\$29,430.00

SMALL PARKS.

VIII-71a—General Expenses.

1820-A	3	Wages, regular employees	50,635.00
1821-A	4	Wages, temporary employees	12,650.00
1822-B		Miscellaneous services	170.00
1823-C		Supplies	900.00
1824-D		Materials	930.00
1825-E		Repairs	215.00
1826-F		Equipment and machinery	385.00

\$65,885.00

HIGHLAND PARK.

1827-A	1	Salaries, regular employees	2,400.00
1828-A	3	Wages, regular employees	21,130.00
1829-A	4	Wages, temporary employees	11,600.00

Code Acct. Number	Class	Amount Appropriated	Total
1830-B	Miscellaneous services	35.00	
1831-C	Supplies	1,310.00	
1832-D	Materials	990.00	
1833-E	Repairs	160.00	
1834-F	Equipment and machinery	270.00	
			\$37,895.00

HIGHLAND PARK GREENHOUSE.

1835-A	3 Wages, regular employes	6,880.00	
			\$6,880.00

HIGHLAND PARK STABLES.

1836-A	3 Wages, regular employes	6,205.00	
1837-C	Supplies	30.00	
1838-D	Materials	15.00	
1839-E	Repairs	100.00	
1840-F	Equipment and machinery	10.00	
			\$6,360.00

HIGHLAND PARK ZOO.

VIII-69b—Zoological Collections.

1841-A	1 Salaries, regular employes	2,034.00	
1842-A	3 Wages, regular employes	24,365.00	
1843-A	4 Wages, temporary employes	150.00	
1844-B	Miscellaneous services	50.00	
1845-C	Supplies	12,000.00	
1846-D	Materials	800.00	
1847-E	Repairs	4,435.00	
1848-F	Equipment and machinery	15,200.00	
			\$59,034.00

RIVERVIEW PARK.

VII-71a—General Expenses.

1855-A	1 Salaries, regular employes	2,034.00	
1856-A	3 Wages, regular employes	17,890.00	
1857-A	4 Wages, temporary employes	12,500.00	
1858-B	Miscellaneous services	25.00	
1859-C	Supplies	595.00	
1860-D	Materials	730.00	
1861-E	Repairs	125.00	
1862-F	Equipment and machinery	190.00	
			\$34,089.00

RIVERVIEW STABLES.

1864-A	3 Wages, regular employes	4,565.00	
1865-C	Supplies	20.00	
1866-D	Materials	20.00	

Code Acct. Number	Class	Amount Appropriated	Total
1867-E	Repairs	100.00	
1868-F	Equipment and machinery	10.00	
			\$4,715.00

WEST PARK.

1869-A	1	Salaries, regular employees	4,092.00	
1870-A	3	Wages, regular employees	18,700.00	
1871-A	4	Wages, temporary employees	5,000.00	
1872-E		Miscellaneous services	300.00	
1873-C		Supplies	675.00	
1874-D		Materials	700.00	
1875-E		Repairs	185.00	
1876-F		Equipment and machinery	700.00	
				\$30,352.00

SHADE TREES.

VIII-71f—Trees in Streets.

1877-A	1	Salaries, regular employees	2,034.00	
1878-A	4	Wages, temporary employees	6,250.00	
1879-B		Miscellaneous services	75.00	
1880-C		Supplies	835.00	
1881-D		Materials	20.00	
1882-F		Equipment and machinery	100.00	
1883-M		Municipal Forestry	5,000.00	
				\$14,314.00

BAND CONCERTS—PARKS AND OTHER PLACES.

VIII-70a—Music and Entertainments.

1884-B		Bands	10,000.00	
1885-B		Choral leader and lantern slides	1,000.00	
1886-B		Fourth of July celebration	5,000.00	
				\$16,000.00

PARK IMPROVEMENTS.

VIII-71e—Park Areas, Etc.

1887-M		Improvement Snyder Square	5,000.00	
1888-M		Improvement Mt. Washington Park	3,000.00	
1889-M		Improvement Lake Elizabeth	3,000.00	
1890-M		Improvement Automobile Camp	5,000.00	
1891-M		Improvement Golf Grounds	1,500.00	
				\$17,500.00

PAINTING.

VIII-71h—Undistributed Expense.

1892-A	4	Wages, temporary employees	1,600.00	
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Code Acct. Number	Class	Amount Appropriated	Total
1893-D	Materials	1,500.00	
1894-F	Park Benches	3,000.00	
			\$6,100.00
Total Bureau of Parks			\$484,295.00

BUREAU OF TESTS.

I-B-17g—Testing Laboratory.

1898-A	1	Salaries, regular employes	11,300.00
1900-B		Miscellaneous services	125.00
1901-C		Supplies	600.00
1902-D		Materials	100.00
1903-E		Repairs	400.00
1904-F		Equipment and machinery	1,200.00
			\$13,725.00

BUREAU OF RECREATION.

VIII-70d—Athletics and Playgrounds.

1905-A	1	Salaries, regular employes	16,662.00
1906-A	4	Wages, temporary employes	10,660.00
1907-B		Miscellaneous services	1,500.00
1908-C		Supplies	15,000.00
1909-D		Materials	1,800.00
1910-E		Repairs	2,000.00
1911-F		Equipment and machinery	500.00

WASHINGTON RECREATION CENTER.

1913-A	1	Salaries, regular employes	9,450.00
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ORMSBY RECREATION CENTER.

1914-A	1	Salaries, regular employees	8,094.00
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LAWRENCE RECREATION CENTER.

1915-A	1	Salaries, regular employes	9,588.00
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WARRINGTON RECREATION CENTER.

1916-A	1	Salaries, regular employes	9,312.00
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WEST PENN RECREATION CENTER.

1917-A	1	Salaries, regular employes	7,180.00
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LEWIS RECREATION CENTER.

1919-A	1	Salaries, regular employes	7,146.00
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BRUSHTON-SCHENLEY-HOMEWOOD POOLS.

1920-A	1	Salaries, regular employes	900.00
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Code Acct. Number	Class	Amount Appropriated	Total
BRUSHTON POOL.			
1921-A	4 Wages, temporary employees	375.00	
ORMSBY POOL.			
1922-A	4 Wages, temporary employees	590.00	
LAWRENCE POOL.			
1923-A	4 Wages, temporary employees	590.00	
SHERADEN POOL.			
1924-A	4 Wages, temporary employees	400.00	
SCHENLEY POOL.			
1925-A	4 Wages, temporary employees	555.00	
SUMMER PLAYGROUNDS.			
1926-A	4 Wages, temporary employees	6,125.00	
CRAWFORD STREET BATH HOUSE.			
1927-A	1 Salaries, regular employees	3,180.00	
1928-A	3 Wages, regular employees	1,240.00	
1929-C	Supplies	2,000.00	
1930-F	Equipment and machinery	330.00	
1931-M	Improvement Flinn Playground	10,000.00	
1932-M	Improvement Armstrong Playground	4,000.00	
1933-M	Improvement Garfield Playground	2,000.00	
1934-M	Improvement Greentree Playground	2,000.00	
1935-M	Purchase Shaler Street Property	7,500.00	
Total Bureau of Recreation			\$140,677.00
Total, Department of Public Works			\$6,166,681.00
INTEREST AND TAX ON LOANS.			
XII-95a—Interest on Funded and Floating Debt.			
40—	Interest and tax on Loans	\$1,700,710.00	
			\$1,700,710.00
REFUNDS.			
B-102a—Payments for Correction of Erroneous Receipts.			
41-O	Refunds of taxes and water rents	15,000.00	
45-O	Refunds State automobile fines	51,000.00	
			\$66,000.00
CONTINGENT FUND.			
42-M	Contingent Fund	50,000.00	
			\$50,000.00

Code Acct. Number	Class	Amount Appropriated	Total
FINANCE FUND.			
43-M	Finance Fund	5,000.00	
			\$5,000.00
WORKMEN'S COMPENSATION FUND.			
B-105g—Provision for Injury to Employees.			
44-M	Workmen's Compensation Fund	35,000.00	
			\$35,000.00
JUDGMENTS.			
B-79e—Payments for Outstanding Judgments.			
46-L	Judgments	25,000.00	
			\$25,000.00
INTEREST ON JUDGMENTS.			
XII-95a—Interest on Funded and Floating Debt.			
47-J	Interest on Judgments	1,500.00	
			\$1,500.00
INTEREST ON OVERDUE DAMAGES.			
48-J	Interest on Overdue Damages	50,000.00	
			\$50,000.00
INTEREST ON CONTRACTS.			
49-J	Interest on Contracts	75,000.00	
			\$75,000.00
RESERVE FUNDS.			
53-M	Transportation Contingent Fund	25,000.00	
54-M	Chauffeur's Contingent Fund	9,160.00	
55-M	Celebration Contingent Fund	5,000.00	
56-M	Celebration Armistice Day	2,500.00	
57-M	Sixteenth Street Bridge	30,000.00	
58-M	Widow of Shriver Stewart	3,000.00	
			\$74,660.00
CARNEGIE FREE LIBRARY OF PITTSBURGH.			
VII-67—Libraries.			
59-M	Salaries and wages	238,665.00	
60-N	Miscellaneous services	5,450.00	

Code Acct. Number	Class	Amount Appropriated	Total
61-N	Supplies and materials	8,695.00	
62-N	Equipment and machinery	64,255.00	
			\$317,065.00

BUILDINGS AND GROUNDS.

63-N	Salaries, regular employes	83,320.00	
64-N	Miscellaneous services	3,000.00	
65-N	Supplies and materials	43,645.00	
66-N	Equipment and machinery	2,000.00	
			\$131,965.00
Total Carnegie Free Library of Pittsburgh.....			\$449,030.00

ALLEGHENY PLAYGROUNDS ASSOCIATION.

VIII-70d—Athletics and Playgrounds.

67-A 1	Salaries, regular employes	9,600.00	
68-A 4	Wages, temporary employes	19,500.00	
69-B	Miscellaneous services	550.00	
70-C	Supplies	7,100.00	
71-D	Materials	300.00	
72-E	Repairs	600.00	
73-F	Equipment and machinery	375.00	
74-G	Improvements	500.00	
75-O	Taxes	875.00	
			\$39,400.00

PENNSYLVANIA ASSOCIATION FOR THE BLIND.

VI-58b—Workshop for Blind.

81-N	Maintenance Fund	20,000.00	
			\$20,000.00

SOHO PUBLIC BATHS.

VIII-70c—Baths.

82-N	Maintenance Fund	20,000.00	
			\$20,000.00

PUBLIC WASH HOUSE AND BATH ASSOCIATION.

IV-39—Public Laundries and Wash Houses.

VIII-70c—Baths.

83-N	Maintenance Fund	8,500.00	
			\$8,500.00

Code Acct. Number	Class	Amount Appropriated	Total
CELEBRATION OF MEMORIAL DAY.			
VIII-70b—Celebrations.			
85-N	Grand Army of the Republic	3,800.00	
86-N	Veterans of Foreign Wars of the U. S.	2,000.00	
87-N	United Spanish War Veterans	500.00	
....			\$6,300.00
WESTERN PENNSYLVANIA HUMANE SOCIETY.			
II-28c—Prevention of Cruelty to Animals.			
88-N	Maintenance Fund	2,000.00	
			\$2,000.00
FLOOD COMMISSION.			
II-28b—Other Protection to Person and Property.			
89-N	Maintenance Fund	3,500.00	
			\$3,500.00
NATIONAL GUARD OF PENNSYLVANIA.			
II-25—Militia and Armories.			
90-N	Maintenance Fund	6,000.00	
			\$6,000.00
WOODS RUN SETTLEMENT ASSOCIATION.			
VI-58c—Other Charities.			
91-M	Maintenance Fund	2,000.00	
			\$2,000.00
WESTERN PENNSYLVANIA HISTORICAL SOCIETY.			
VII-67—Libraries.			
93-M	Maintenance Fund	1,000.00	
			\$1,000.00
SINKING FUND.			
B-105a—Cash Transfer Payments to Sink- ing Funds.			
600-K	New City Sinking Funds	\$1,509,825.57	
	Transfer from Sinking Fund No. 667	25,691.71	
			\$1,484,133.86
	Grand Total New City.....		\$18,539,208.86

Code
Acct.
Number

Class

Amount
Appropriated Total

OLD CITY OF PITTSBURGH.

INTEREST AND TAX ON LOANS.

XII-95a—Interest on Funded and Floating Debt.

1-J	Interest and tax on loans	192,000.00	
			<u>\$192,000.00</u>

SINKING FUNDS.

B-105b—Cash Transfer Payments to Sinking Funds.

300-K	Old City Sinking Funds	578,618.25	
	Transfer from Sinking Fund No. 306.....	9,881.42	
			<u>\$568,736.83</u>
	Total Old City		<u>\$760,736.83</u>

FORMER CITY OF ALLEGHENY.

INTEREST AND TAX ON LOANS.

XII-95a—Interest on Funded and Floating Debt.

20-J	Interest and tax on loans	140,000.00	
			<u>\$140,000.00</u>

SINKING FUNDS.

B-105c—Cash transfer Payments to Sinking Funds.

400-K	Former Allegheny Sinking Funds	238,003.57	
	Transfer from Sinking Fund No. 432.....	34,508.11	
			<u>\$203,495.46</u>
	Total Former Allegheny		<u>\$343,495.46</u>

BOROUGHES.

INTEREST AND TAX ON LOANS.

XII-95a—Interest on Funded and Floating Debt.

30-J	Interest and tax on loans	14,907.50	
			<u>\$14,907.50</u>

Code Acct. Number	Class	Amount Appropriated	Total
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SINKING FUNDS.

E-105d—Cash Transfer Payments to
Sinking Funds.

500-K	Borough Sinking Funds.....	14,252.72	
			\$14,252.72
	Total Boroughs		\$29,160.22
	Grand Total Greater City		\$19,672,601.37

Section 6. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 27, 1922.

Pittsburgh, January 8, 1923.

I do hereby certify that the foregoing ordinance, which has been

disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 8th day of January, 1923.

E. J. MARTIN,

Clerk of Council.

Ordinance Book 34, Page 109.

No. 458

AN ORDINANCE — Repealing an ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for repairing the floor system and lower chords of the Negley Avenue bridge over the Pennsylvania Railroad, and providing for the payment of the costs thereof" approved December 23, 1921.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That an ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for repairing the floor system and lower chords of the Negley Avenue bridge over the Pennsylvania Railroad, and providing for the payment of the costs thereof," approved December 23, 1921, shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 27, 1922.

Pittsburgh, January 9, 1923.

I do hereby certify that the foregoing ordinance, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval on December 28, 1922, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon it became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN.

Clerk of Council.

Ordinance Book 34, Page 135.

No. 459

AN ORDINANCE — Repealing a portion of an ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for

proposals and to award a contract or contracts for making certain repairs to the South Highland Avenue Bridge over the Pennsylvania Railroad, the Negley Avenue Bridge over the Pennsylvania Railroad, and the Lawn Street Bridge over a hollow, and providing for the costs thereof," approved October 2, 1919.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a portion of an ordinance entitled "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making certain repairs to the South Highland Avenue Bridge over the Pennsylvania Railroad, the Negley Avenue Bridge over the Pennsylvania Railroad, and the Lawn Street Bridge over a hollow, and providing for the costs thereof", approved October 2, 1919, which reads as follows:

South Highland Avenue Bridge over Pennsylvania Railroad—Repairs and reconstruction of floor system\$17,000.00

Negley Avenue Bridge over Pennsylvania Railroad — Structural repairs 2,000.00

shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and

Section 2.

COUNCIL.

Nine Councilmen\$ 6,500.00 each per annum

Section 3.

CITY CLERK'S OFFICE.

City Clerk\$ 3,960.00 per annum
Assistant City Clerk 3,960.00 per annum
Recording Clerk 3,000.00 per annum
Clerk 2,400.00 per annum
Stenographer-Clerk 2,400.00 per annum

Section 4.

CITY CLERK'S OFFICE-BUILDING CODE COMMITTEE.

Secretary Engineer\$ 3,960.00 per annum
Stenographer-Clerk 1,692.00 per annum

the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 27, 1922.

Pittsburgh, January 9, 1923.

I do hereby certify that the foregoing ordinance, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval on December 28, 1922, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon it became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN,

Clerk of Council.

Ordinance Book 34, Page 136.

No. 460

AN ORDINANCE—Fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That from and after the first day of January, 1923, the number of officers and employes of all departments of the City of Pittsburgh and the rate of compensation thereof shall be and the same are fixed and established as herein set forth.

Section 5.

CITY CLERK'S OFFICE-DIVISION OF INVESTIGATION.

Investigator	\$ 6,000.00 per annum
Stenographer-Clerk	1,416.00 per annum

Section 6.

MAYOR'S OFFICE.

Mayor	\$10,000.00 per annum
Mayor's Secretary	4,500.00 per annum
Chief Clerk	2,208.00 per annum
Clerk	2,148.00 per annum
Stenographer	2,310.00 per annum
Stenographer and File Clerk	1,518.00 per annum
Messenger	1,692.00 per annum
Chief Accountant	4,500.00 per annum
Accountant	2,544.00 per annum
Stenographer-Clerk	1,482.00 per annum
Police Magistrate	4,000.00 per annum
Six Police Magistrates	3,000.00 each per annum
Police Magistrate	2,500.00 per annum
Clerk	2,070.00 per annum
Stenographer-Clerk	1,758.00 per annum
Clerk	1,500.00 per annum

Section 7.

MAYOR'S OFFICE—SUPERVISOR OF CITY STABLES.

Supervisor of City Stables	\$ 2,280.00 per annum
Two Veterinary Surgeons	1,458.00 each per annum
Clerk	1,206.00 per annum

Section 8.

MAYOR'S OFFICE—CITY ARCHITECT.

City Architect	\$ 4,500.00 per annum
Architectural Draftsman	2,970.00 per annum
Draftsman	2,900.00 per annum
Draftsman	2,700.00 per annum
Stenographer	1,344.00 per annum
Inspector of Construction	2,280.00 per annum

Section 9.

DEPARTMENT OF CITY CONTROLLER.

City Controller	\$ 5,000.00 per annum
Chief Accountant	4,800.00 per annum
Chief Clerk and Accountant	4,000.00 per annum
General Clerk and Assistant Bookkeeper	4,500.00 per annum
Auditor	3,960.00 per annum
Accountant	3,072.00 per annum
Four Accountants	2,544.00 each per annum
Accountant	2,280.00 per annum
Warrant Clerk	2,610.00 per annum
Warrant Clerk	2,034.00 per annum
Counter Clerk	1,830.00 per annum
Street Account Clerk	2,280.00 per annum

General Clerk and Auditor	2,280.00 per annum
Controller's Auditor	2,034.00 per annum
Controller's Auditor	1,692.00 per annum
Two Stenographer-Clerks	1,692.00 each per annum
Messenger-Clerk	1,416.00 per annum
Clerk	1,692.00 per annum
Clerk	1,518.00 per annum
Two Field Auditors	2,208.00 each per annum

Section 10.

CITY TREASURER.

City Treasurer and Collector of Delinquent Taxes	\$ 8,000.00 per annum
Chief Clerk	3,600.00 per annum
Paymaster	3,048.00 per annum
Cashier	2,800.00 per annum
Bond Clerk	2,400.00 per annum
Clerk	2,400.00 per annum
Clerk	2,280.00 per annum
Six Clerks	2,034.00 each per annum
Three Clerks	1,692.00 each per annum
Stenographer-Clerk	1,866.00 per annum
Two Stenographers	1,416.00 each per annum
Messenger	1,416.00 per annum
Dog License Collector	1,692.00 per annum

At the salary herein fixed the dog license collector shall be paid and in addition shall, at the end of the fiscal year, receive a commission of 10 per cent of the gross receipts from dog licenses in excess of \$10,000.00.

Cashiers, as needed	\$ 141.00 ¹ each per month
Clerks, as needed	123.50 each per month
Typists and Wahl Adder Operators	112.00 each per month

The City Treasurer shall be and he is hereby authorized to allow and pay temporary clerks engaged in this office during the tax collecting season the sum of 75 cents for each and every hour of overtime in excess of the hours now established by ordinance, during which said temporary clerks shall be employed.

Section 11.

DEPARTMENT OF COLLECTOR OF DELINQUENT TAXES.

Chief Clerk	\$ 3,600.00 per annum
Bookkeeper	2,034.00 per annum
Clerk	2,208.00 per annum
Six Clerks	1,968.00 each per annum
Clerk	1,692.00 per annum
Two Clerks	1,416.00 each per annum
Stenographer-Clerk	1,416.00 per annum

Section 12.

DEPARTMENT OF LAW.

City Solicitor	\$ 8,000.00 per annum
Special Assistant City Solicitor, as provided for in Ordinance No. 48, approved February 7, 1917	6,000.00 per annum
First Assistant City Solicitor	5,000.00 per annum
Two Assistant City Solicitors	4,200.00 each per annum

Five Assistant City Solicitors	3,000.00 each per annum
Two Investigators	2,496.00 each per annum
Chief Clerk	3,240.00 per annum
Three Stenographers	2,000.00 each per annum
Messenger Clerk	1,800.00 per annum
Telephone Operator	1,206.00 per annum
Lien Clerk	3,600.00 per annum
Assistant Lien Clerk	2,000.00 per annum
Municipal Improvement Clerk	3,600.00 per annum
Two Stenographers	1,416.00 each per annum

Section 13.

DEPARTMENT OF LAW—BUREAU OF PUBLIC IMPROVEMENTS.

Superintendent	\$ 3,600.00 per annum
Chief Clerk	2,208.00 per annum
Clerk	2,034.00 per annum
Clerk	1,482.00 per annum
Two Evidence Stenographers	2,034.00 each per annum
Three Service Clerks	1,620.00 each per annum
Engineering Draftsman	2,034.00 per annum

Section 14.

DEPARTMENT OF ASSESSORS.

Chief Assessor	\$ 5,000.00 per annum
Nine Assessors	4,000.00 each per annum
Assistant Chief Clerk	2,600.00 per annum
Five Clerks	1,968.00 each per annum
Clerk	1,800.00 per annum
Four Clerks	1,692.00 each per annum
Nine Clerks	1,620.00 each per annum
Two Clerks	1,416.00 each per annum
Stenographer-Clerk	1,692.00 per annum
Supervising Draftsman	2,544.00 per annum
Three Engineering Draftsmen	2,034.00 each per annum
Temporary Clerks, as needed	123.50 each per month

Section 15.

CIVIL SERVICE COMMISSION.

President	\$ 2,400.00 per annum
Two Commissioners	2,000.00 each per annum

Section 16.

CITY PLANNING COMMISSION.

Chief Engineer	\$ 4,800.00 per annum
Assistant Chief Engineer	3,600.00 per annum
Stenographic Secretary	2,750.00 per annum
Stenographer-Clerk	1,554.00 per annum
Four Draftsmen	2,034.00 each per annum

Section 17.

ART COMMISSION.

Executive Secretary	\$ 2,496.00 per annum
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Section 18.

DEPARTMENT OF SUPPLIES.

Director	\$ 6,500.00 per annum
Chief Clerk	3,150.00 per annum
Auditor	2,544.00 per annum
Bookkeeper	1,830.00 per annum
Two Clerks	2,034.00 each per annum
Clerk	1,554.00 per annum
Contract and Specifications Clerk	1,500.00 per annum
Clerk	1,482.00 per annum
Clerk	1,416.00 per annum
Two Clerks	1,206.00 each per annum
Stenographer	1,482.00 per annum
Stenographer	1,416.00 per annum
Messenger	1,416.00 per annum
Senior Storekeeper	1,692.00 per annum
Two Chauffeur Delivery Men	1,680.00 each per annum
Two Warehousemen	1,500.00 each per annum

Section 19.

BOARD OF WATER ASSESSORS.

Chairman of Board	\$ 4,500.00 per annum
Two Members of Board	3,600.00 each per annum
Chief Clerk	2,400.00 per annum
General Clerk	1,800.00 per annum
Adjuster	2,034.00 per annum
Seven Meter Clerks	1,740.00 each per annum
Stenographer	1,416.00 per annum
Twenty Rate and Assessment Clerks	1,620.00 each per annum
Addressograph Operator	1,380.00 per annum

Section 20.

CARNEGIE FREE LIBRARY OF ALLEGHENY.

Librarian and Custodian of Building	\$ 4,000.00 per annum
Stenographer-Clerk	1,206.00 per annum
Head Library Assistant	2,415.00 per annum
Cataloguer	1,590.00 per annum
Assistant Cataloguer	1,380.00 per annum
Children's Librarian	1,590.00 per annum
Supervisor of Training	1,518.00 per annum
Two Library Assistants	1,452.00 each per annum
Library Assistant	1,380.00 per annum
Library Assistant	1,260.00 per annum
Three Library Sub-Assistants	1,176.00 each per annum
Four Library Sub-Assistants	1,104.00 each per annum
Two Library Sub-Assistants	966.00 each per annum
Apprentice	900.00 per annum
Three Apprentices	828.00 each per annum
Six Apprentices	690.00 each per annum
Organist	1,692.00 per annum
Head Janitor	1,554.00 per annum
Six Cleaners	1,002.00 each per annum
Two Sunday Assistants	4.25 each per day
Sunday Assistant	2.75 per day
Engineer	7.25 per day

Three Janitors	4.00 each per day
Branch Librarian	1,898.00 per annum
Library Assistant	1,260.00 per annum
Library Sub-Assistant	1,104.00 per annum
Cleaner	1,002.00 per annum

Section 21.

DEPARTMENT OF HEALTH.

Director	\$ 7,000.00 per annum
Chief Clerk	2,610.00 per annum
Bookkeeper	2,550.00 per annum
Stenographer-Clerk	1,554.00 per annum

Section 22.

DEPARTMENT OF HEALTH—BUREAU OF INFECTIOUS DISEASES.

Superintendent	\$ 4,500.00 per annum
Chief Clerk	2,280.00 per annum
Two Clerks	1,830.00 each per annum
Stenographer	1,416.00 per annum

Section 23.

DEPARTMENT OF HEALTH—DIVISION OF REGISTRATION.

Chief Statistical Clerk	\$ 2,208.00 per annum
Statistical Clerk	1,830.00 per annum

Section 24.

DEPARTMENT OF HEALTH—DIVISION OF TRANSMISSIBLE DISEASES.

Chief Medical Inspector	\$ 2,940.00 per annum
Supervising Medical Inspector	2,280.00 per annum
Five Medical Inspectors	1,900.00 each per annum
Clerk	1,896.00 per annum
Clerk	1,458.00 per annum
Field Inspector	1,692.00 per annum
Thirteen Field Nurses	1,416.00 each per annum
Quarantine Guards	4.00 each per day

Section 25.

DEPARTMENT OF HEALTH—DIVISION OF BACTERIOLOGY.

Director of Laboratory	\$ 3,378.00 per annum
Bacteriologist	2,940.00 per annum
Bacteriologist	2,280.00 per annum
Assistant Chemist and Bacteriologist	2,034.00 per annum
Clerk	1,692.00 per annum
First Laboratory Assistant	1,692.00 per annum
Second Laboratory Assistant	1,500.00 per annum
Third Laboratory Assistant	1,344.00 per annum
Two Sample Collectors	1,416.00 each per annum
Laboratory Cleaner	3.50 per day

Section 26.

DEPARTMENT OF HEALTH—TUBERCULOSIS HOSPITAL.

Superintendent	\$ 2,244.00 per annum
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Chief Resident Physician	1,896.00 per annum
Clerk	1,278.00 per annum
Superintendent of Nurses	1,554.00 per annum
Ten Nurses	1,140.00 each per annum
Supervisor of Attendants	930.00 per annum
Three Orderlies	792.00 each per annum
General Maid	654.00 per annum
Four Ward Maids	588.00 each per annum
Three Maids	588.00 each per annum
Two Children's Assistants	654.00 each per annum
Two Scrub Women	588.00 each per annum
Four Cleaners	864.00 each per annum
Chauffeur	1,380.00 per annum
Chief Cook	930.00 per annum
Two Assistant Cooks	654.00 each per annum
Farmer	1,038.00 per annum
Three Engineers	7.25 each per day
Carpenter	9.00 per day
Painter	8.00 per day
Laundryman	3.75 per day
Three Laundresses	3.00 each per day
Four Laborers	4.00 each per day

Section 27.

DEPARTMENT OF HEALTH—MUNICIPAL HOSPITAL.

Superintendent	\$ 3,000.00 per annum
Clerk	1,278.00 per annum
Chauffeur	1,380.00 per annum
Resident Physician	2,748.00 per annum
Hospital Interne	1,206.00 per annum
Superintendent of Nurses	1,554.00 per annum
Night Superintendent of Nurses	1,206.00 per annum
Fourteen Nurses	1,140.00 each per annum
Seven Ward Assistants	684.00 each per annum
Five Orderlies	792.00 each per annum
Seamstress	930.00 per annum
Cook	930.00 per annum
Two Assistant Cooks	726.00 each per annum
Assistant Cook	684.00 per annum
Nurses, as needed	95.00 each per month
Orderlies, as needed	66.00 each per month
Ward Assistants, as needed	57.00 each per month
Three Engineers	7.25 each per day
Carpenter	9.00 per day
Painter	8.00 per day
Two Watchmen	3.75 each per day
Laundryman	3.75 per day
Four Laundresses	3.00 each per day
Four Scrub Women	2.50 each per day
Four Laborers	4.00 each per day

Section 28.

DEPARTMENT OF HEALTH—BUREAU OF CHILD WELFARE.

Superintendent	\$ 4,500.00 per annum
Medical Service Inspector	1,692.00 per annum
Clerk	1,830.00 per annum

Clerk	1,554.00 per annum
Stenographer-Clerk	1,482.00 per annum
Ten Medical Inspectors	2,280.00 each per annum
Twenty-six Medical Inspectors for ten months.....	190.00 each per month
Eighteen Field Nurses	1,416.00 each per annum
Eight Assistant Nurses	930.00 each per annum
Two Assistant Nurses	864.00 each per annum
Assistant Nurses	2.50 each per day

Section 29.

DEPARTMENT OF HEALTH—BUREAU OF SMOKE REGULATION.

Bureau Chief	4,000.00 per annum
Four Smoke Inspectors	2,034.00 each per annum
Stenographer-Clerk	1,482.00 per annum
Stenographer-Clerk	1,206.00 per annum
Four Advisory Engineers	10.00 each per meeting

Section 30.

DEPARTMENT OF HEALTH—BUREAU OF SANITATION.

Superintendent	\$ 4,500.00 per annum
Chief Clerk	2,500.00 per annum
Stenographer	1,416.00 per annum
Six Weighmasters	4.00 each per day
Laborers	4.00 each per day

Section 31.

DEPARTMENT OF HEALTH—DIVISION OF PLUMBING AND HOUSE DRAINAGE.

Chief Plumbing Inspector	\$ 3,000.00 per annum
Assistant Chief Plumbing Inspector	2,800.00 per annum
Eleven Plumbing Inspectors	2,400.00 each per annum
Clerk	1,830.00 per annum
Plumbing Examiners	5.00 each per day

Section 32.

DEPARTMENT OF HEALTH—DIVISION OF HOUSING AND SANITARY INSPECTION.

Chief of Division	\$ 2,496.00 per annum
Three Supervisors	2,034.00 each per annum
Clerk	1,830.00 per annum
Clerk	1,416.00 per annum
Stenographer	1,416.00 per annum
Thirty Inspectors, one of whom shall be a female:	

First year	\$ 1,554.00 each per annum
Second year	1,620.00 each per annum
Third year	1,728.00 each per annum

Section 33.

DEPARTMENT OF HEALTH—BUREAU OF FOOD INSPECTION.

Superintendent	\$ 4,500.00 per annum
Chief Clerk	2,280.00 per annum
Stenographer	1,416.00 per annum

Section 34.

DEPARTMENT OF HEALTH—DIVISION OF DAIRY INSPECTION.
Ten Dairy Inspectors\$ 2,034.00 each per annum

Section 35.

DEPARTMENT OF HEALTH—DIVISION OF MEAT INSPECTION.
Chief Meat Inspector\$ 2,280.00 per annum
Seven Meat Inspectors 2,034.00 each per annum

Section 36.

DEPARTMENT OF HEALTH—DIVISION OF MILK AND MISCELLANEOUS
FOOD INSPECTION.

Chief Food Inspector\$ 2,280.00 per annum
Assistant Food Inspector 2,034.00 per annum
Eight Food Inspectors 1,866.00 each per annum
Bacteriologist and Chemist 2,496.00 per annum
Assistant Chemist 1,896.00 per annum
Two Laborers 4.00 each per day

Section 37.

DEPARTMENT OF CHARITIES.

Director\$ 5,000.00 per annum
Social Service Worker 3,000.00 per annum
Chief Clerk 2,610.00 per annum
Examiner 2,400.00 per annum
Cashier-Clerk 2,100.00 per annum
Chief Inspector 1,758.00 per annum
Two Inspectors 1,620.00 each per annum
Stenographer-Clerk 1,560.00 per annum
Messenger 1,416.00 per annum
Nine District Physicians 1,458.00 each per annum

Section 38.

DEPARTMENT OF CHARITIES—CITY HOME AND HOSPITAL, MAYVIEW.

Medical Director and Superintendent\$ 4,000.00 per annum
Resident Clerk 1,554.00 per annum
Clerk 930.00 per annum
Stenographer 1,068.00 per annum
Resident Physician 2,640.00 per annum
Assistant Resident Physician 2,214.00 per annum
Two Junior Physicians 1,896.00 each per annum
Dentist 1,692.00 per annum
Hospital Steward and Ph. G. 2,000.00 per annum
Dietitian 1,800.00 per annum
Laboratory Assistant and Clerk 1,140.00 per annum
Two Supervisors, Male Asylum 1,002.00 each per annum

Asylum Attendants:

First, year, Male 654.00 each per annum
Second year, Male 726.00 each per annum
Third year, Male 792.00 each per annum
Fourth year, Male 864.00 each per annum
Fifth year, Male 930.00 each per annum

Asylum Attendants:

First year, Female	588.00 each per annum
Second year, Female	654.00 each per annum
Third year, Female	726.00 each per annum
Fourth year, Female	792.00 each per annum
Fifth year, Female	864.00 each per annum
Registered Nurse in Charge (Female Hospital)	1,500.00 per annum
Two Registered Nurses (Female Hospital)	1,020.00 each per annum
Three Registered Nurses	1,020.00 each per annum
Two Chaplains (Protestants)	1,002.00 each per annum
Chaplain (Catholic)	1,002.00 per annum
Supervisor Male Home	792.00 per annum
Matron Female Home	726.00 per annum
Matron Administration Building	654.00 per annum
Storekeeper	1,278.00 per annum
Assistant Storekeeper	1,278.00 per annum
Six Dining Room Maids—	
First year	588.00 each per annum
Second year	654.00 each per annum
Third year	726.00 each per annum
Seven Cooks	840.00 each per annum
Night Cook	792.00 per annum
Head Laundress	726.00 per annum
Laundress	726.00 per annum
Assistant Laundress	654.00 per annum
Tailor	864.00 per annum
Dairyman	864.00 per annum
Organist	138.00 per annum
Three Watchmen	792.00 each per annum
Poultryman	1,554.00 per annum
Farmer	1,554.00 per annum
Assistant Farmer	864.00 per annum
Gardener	1,278.00 per annum
Baker	1,800.00 per annum
Farm Helper	780.00 per annum
Piggery-man	780.00 per annum
Supervisor Work Shop	780.00 per annum
Supervisor Printing Shop	780.00 per annum
Assistant Resident Clerk	780.00 per annum
Occupational Worker	1,800.00 per annum
Social Service Worker	1,800.00 per annum
Four Drivers:	
First year	720.00 each per annum
Second year	780.00 each per annum
Third year	840.00 each per annum
Chief Engineer	8.75 per day
Three Engineers	7.25 each per day
Four Firemen	5.25 each per day
Electrical Engineer	9.00 per day
Steam Fitter	9.00 per day
Two Plumbers	9.25 each per day
Carpenter	9.00 per day
Painter	8.00 per day
Slater	9.00 per day
Plasterer	9.00 per day
Bricklayer	10.40 per day
Painters	8.00 each per day
Repairmen	4.25 each per day

Laborers	3.25 each per day
Mine Foreman	2,772.00 per annum
Two Day men	5.75 each per day
Driver	7.50 per day
Dump and Weight Man	7.50 per day
Engineer	7.25 per day
Blacksmith	8.50 per day
Carpenter	9.00 per day
Miners	Tonnage Rate
Cutters	Tonnage Rate

Section 39.

MENTAL HEALTH CLINIC.

Psychiatrist	\$ 3,600.00 per annum
Psychiatrist Worker	2,400.00 per annum
Stenographer	900.00 per annum

Section 40.

DEPARTMENT OF PUBLIC SAFETY.

Director	\$ 8,000.00 per annum
Special Assistant to the Director	4,000.00 per annum
Chief Clerk	3,960.00 per annum
Clerk	1,692.00 per annum
Clerk	1,554.00 per annum
Stenographer-Clerk	2,130.00 per annum
Two Stenographers	1,692.00 each per annum
Messenger	1,416.00 per annum
Multigraph Operator	1,278.00 per annum
Chief Public Safety Surgeon	3,000.00 per annum
Night Officer	1,416.00 per annum
Elevator Operator	1,416.00 per annum
Four Cleaners	1,002.00 each per annum
Two Window Cleaners	4.00 each per day
Electrical and Mechanical Engineer	8.75 per day
Engineer	7.25 per day
Two Oilers	5.15 each per day
Carpenter Foreman	10.00 per day
Four Carpenters	9.00 each per day
Painter Foreman	9.00 per day
Three Painters	8.00 each per day
One Painter and Grainer	8.00 per day
Four Plumbers	9.25 each per day

Section 41.

DEPARTMENT OF PUBLIC SAFETY—DIVISION OF ACCOUNTS AND PERMITS.

Chief Clerk	\$ 2,600.00 per annum
Assistant Chief Clerk	2,034.00 per annum
Bookkeeper	2,034.00 per annum
Clerk	1,830.00 per annum
Two Clerks	1,692.00 each per annum
Three Stenographer-Clerks	1,416.00 each per annum

Section 42.

DEPARTMENT OF PUBLIC SAFETY—DIVISION OF WEIGHTS AND MEASURES.

Chief Inspector	\$ 2,550.00 per annum
Assistant Chief Inspector	1,830.00 per annum
Seven Inspectors	1,758.00 each per annum

Section 43.

DEPARTMENT OF PUBLIC SAFETY—DIVISION OF BOILER INSPECTION

Boiler Inspector	\$ 2,496.00 per annum
Two Assistant Boiler Inspectors	2,034.00 each per annum

Section 44.

DEPARTMENT OF PUBLIC SAFETY—BUREAU OF POLICE.

Superintendent	\$ 5,000.00 per annum
Chief Clerk	2,400.00 per annum
Two Stenographer-Clerks	2,034.00 each per annum
Clerk	1,692.00 per annum
Clerk	1,554.00 per annum
Clerk	1,416.00 per annum
Messenger	1,206.00 per annum
Four Telephone Operators	1,206.00 each per annum
Six District Commissioners	3,000.00 each per annum
One Commissioner of Traffic	3,000.00 per annum
One Lieutenant of Traffic	2,460.00 per annum
Thirty-six Lieutenants	2,460.00 each per annum
Forty-nine Sergeants	2,160.00 each per annum
Seven hundred and Sixty-four Patrolmen:	
First year	1,800.00 each per annum
Second year	1,920.00 each per annum
Third year	2,040.00 each per annum
Sub-Patrolmen at the rate herein above specified, for assignment when regular Patrolmen are absent from duty:	
Captain of Detectives	\$ 3,300.00 per annum
Lieutenant of Detectives	2,700.00 per annum
Thirty-two Detectives	2,400.00 each per annum
Three Signal Service Operators	1,692.00 each per annum
Five Women Police Auxiliaries	1,416.00 each per annum
Sixteen Matrons	1,278.00 each per annum
Six Bridge Patrolmen	4.50 each per day
Police Guards	4.25 each per day
Fifteen Janitors	4.00 each per day
Nine Laborer Hostlers	4.00 each per day
Labor Foreman	4.25 per day
Nine Laborers	4.00 each per day

Section 45.

DEPARTMENT OF PUBLIC SAFETY—BUREAU OF FIRE.

Chief	\$ 5,000.00 per annum
Eight District Chiefs	3,000.00 each per annum
Chief Clerk	2,940.00 per annum
Clerk	1,692.00 per annum
Storekeeper	1,554.00 per annum

Assistant Storekeeper	1,554.00 per annum
Two Training School Instructors	2,214.00 each per annum
Fourteen Fuel Wagon Drivers	1,866.00 each per annum
Ninety-four Captains	2,142.00 each per annum
Thirty-two Lieutenants	1,932.00 each per annum
Sixty Engineers	1,968.00 each per annum
Sixty Assistant Engineers	1,794.00 each per annum
One Hundred and Sixty Drivers	1,866.00 each per annum
Four Hundred and Eighty-one Hosemen and Ladder- men:	
First year	1,620.00 each per annum
Second year	1,692.00 each per annum
Third year	1,794.00 each per annum
Substitute Hosemen and Laddermen at the rate herein above specified for Hosemen and Laddermen, for assignment when regular employes of the Bureau of Fire are absent from duty.	
Driver at Stables	\$ 4.00 per day
Two Laborers	4.00 each per day

At the salaries herein fixed, the Chief, District Chiefs, Chief Clerk, Store-keeper, Training School Instructors, Captains, Lieutenants, Engineers, Assistant Engineers, Drivers, Laddermen and Hosemen in the Bureau of Fire shall be paid, together with the additional salary of thirty dollars each per annum, which said additional salary of thirty dollars each per annum shall be set aside in equal monthly installments by the City Controller and paid to the Firemen's Disability Board of the City of Pittsburgh, for the purpose of making such employees beneficiaries in the Firemen's Disability Fund, subject to the provisions of Ordinance No. 19, Series 1919, approved February 6, 1919, and recorded in Ordinance Book, Volume 30, Page 183.

Section 46.

DEPARTMENT OF PUBLIC SAFETY—BUREAU OF ELECTRICITY.

Superintendent	\$ 3,760.00 per annum
Deputy Superintendent	2,940.00 per annum
Chief Clerk	1,830.00 per annum
Assistant Engineer	2,544.00 per annum
Chief Fire Alarm Operator	1,968.00 per annum
Nine Fire Alarm Operators	2,160.00 each per annum
Five Police Box Inspectors	1,554.00 each per annum
Two Fire Alarm Box Inspectors	1,554.00 each per annum
Supervisor of Construction	2,208.00 per annum
Two Line Foremen	2,000.00 each per annum
Nine Linemen	1,800.00 each per annum
Chauffeur	1,800.00 per annum
Battery Man	1,866.00 per annum
Instrument Repairman	1,866.00 per annum
Cable Splicer	1,950.00 per annum
Storekeeper	1,416.00 per annum
Chief Telephone Operator	1,320.00 per annum
Eight Telephone Operators	1,206.00 each per annum

At the salaries herein fixed, the Superintendent, Deputy Superintendent, Chief Clerk, Assistant Engineer, Operators, Inspectors, Line Foremen, Linemen, Supervisor of Construction, Batteryman, Instrument Repairman, Cable Splicer, Chauffeur and Storekeeper, in the Bureau of Electricity, shall be paid together with the additional salary of thirty dollars each per annum, which said additional salary of thirty dollars each per annum shall be set aside in equal monthly installments by the City Controller and paid to the Firemen's

Disability Board for the use and purpose of the Firemen's Disability Fund of the City of Pittsburgh, for the purpose of making such employees beneficiaries of said Fund, subject to the provisions of Ordinance No. 19, Series 1919, approved February 6, 1919, and recorded in Ordinance Book, Volume 30, Page 183.

Section 47.

DEPARTMENT OF PUBLIC SAFETY—BUREAU OF BUILDING INSPECTION.

Superintendent	\$ 4,500.00 per annum
Chief Clerk	2,280.00 per annum
Clerk	1,830.00 per annum

Section 48.

DEPARTMENT OF PUBLIC SAFETY—DIVISION OF ENGINEERING.

Chief Engineer	\$ 3,600.00 per annum
Assistant Engineer	\$ 2,544.00 per annum
Two Assistant Engineers	2,346.00 each per annum
Inspector—Plan Examiner	2,220.00 per annum

Section 49.

DEPARTMENT OF PUBLIC SAFETY—DIVISION OF INSPECTION.

Assistant Superintendent	\$ 2,940.00 per annum
Eleven Building Construction Inspectors	2,172.00 each per annum
Two Elevator Inspectors	2,034.00 each per annum
Fire Escape Inspector	2,034.00 per annum
Sign Inspector	2,034.00 per annum
Plastering Inspector	2,172.00 per annum
Inspector of Explosives	2,034.00 per annum
Seven Patrol Inspectors	1,554.00 each per annum
Chief Electric Wiring Inspector	2,280.00 per annum
Nine Electric Wiring Inspectors	1,896.00 each per annum

At the salaries herein fixed, the Chief Electric Wiring Inspector and the Electric Wiring Inspectors in the Bureau of Building Inspection shall be paid, together with the additional salary of thirty dollars each per annum, which said additional salary of thirty dollars each per annum shall be set aside in equal monthly installments by the City Controller and paid to the Firemen's Disability Board for the use and purpose of the Firemen's Disability Fund of the City of Pittsburgh for the purpose of making such employees beneficiaries of said fund, subject to the provisions of Ordinance No. 19, Series 1919, approved February 6, 1919, and recorded in Ordinance Book, Volume 30, Page 183.

Section 50.

DEPARTMENT OF PUBLIC WORKS.

Director	\$ 8,000.00 per annum
Chief Clerk	3,960.00 per annum
Stenographer-Clerk	2,034.00 per annum
Stenographer	1,692.00 per annum
Messenger	1,416.00 per annum
Two Photographers	1,692.00 each per annum

Section 51.

DEPARTMENT OF PUBLIC WORKS—DIVISION OF ACCOUNTING.

Chief Accountant	\$ 3,468.00 per annum
Three Accountants	2,310.00 each per annum
Clerk	2,034.00 per annum
Clerk	1,758.00 per annum
Clerk	1,692.00 per annum
Clerk	1,416.00 per annum
Stenographer-Clerk	1,830.00 per annum
Two Stenographer-Clerks	1,416.00 each per annum

Section 52.

DEPARTMENT OF PUBLIC WORKS—BUREAU OF ENGINEERING.

Chief Engineer	\$ 6,500.00 per annum
Division Engineer	3,600.00 per annum
Chief Clerk	2,500.00 per annum
Stenographer-Clerk	2,034.00 per annum
Contract Clerk	1,830.00 per annum
Clerk	1,692.00 per annum
File Clerk	1,380.00 per annum
Five Concrete Materials Inspectors	1,500.00 each per annum

Section 53.

DEPARTMENT OF PUBLIC WORKS—DIVISION OF SURVEYS.

Assistant Chief Engineer	\$ 5,000.00 per annum
Division Engineer	3,600.00 per annum
Assistant Engineer Designer	3,000.00 per annum
Ten Assistant Engineers	2,544.00 each per annum
Ten Engineering Draftsmen	2,034.00 each per annum
Counter Clerk	1,830.00 per annum
Counter Clerk	1,692.00 per annum
Stenographer-Clerk	1,554.00 per annum
Eight Transitmen	1,830.00 each per annum
Eight Rodmen	1,416.00 each per annum
Fourteen Chainmen	1,344.00 each per annum

Section 54.

DEPARTMENT OF PUBLIC WORKS—DIVISION OF DESIGN.

Division Engineer	\$ 3,600.00 per annum
Two Assistant Engineer Designers	3,000.00 each per annum
Assistant Engineer Designer	2,850.00 per annum
Two Designing Draftsmen	2,220.00 each per annum
Designing Draftsman	2,172.00 per annum
Thirteen Engineering Draftsmen	2,034.00 each per annum
Four Engineering Draftsmen	1,800.00 each per annum
Counter Clerk	1,830.00 per annum
Index Clerk	1,692.00 per annum
Stenographer	1,416.00 per annum

Section 55.

DEPARTMENT OF PUBLIC WORKS—DIVISION OF PARKS AND PLAYGROUNDS.

Assistant Chief Engineer	\$ 3,600.00 per annum
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Assistant Engineer	2,544.00 per annum
Transitman	1,830.00 per annum
Rodman	1,416.00 per annum
Public Works Inspector	1,692.00 per annum

Section 56.

DEPARTMENT OF PUBLIC WORKS—DIVISION OF BRIDGES.

Assistant Chief Engineer	\$ 4,000.00 per annum
Division Engineer	3,600.00 per annum
Five Assistant Engineer Designers	3,000.00 each per annum
Three Assistant Engineers	2,544.00 each per annum
Two Designing Draftsmen	2,346.00 each per annum
Designing Draftsman	2,172.00 per annum
Nine Engineering Draftsmen	2,034.00 each per annum
Three Transitmnen	1,830.00 each per annum
Three Rodmen	1,416.00 each per annum
Six Chainmen	1,344.00 each per annum
Chief Inspector	2,070.00 per annum
Four Public Works Inspectors	1,692.00 each per annum
Stenographer	1,416.00 per annum

Section 57.

BRIDGE REPAIRS.

General Foreman	\$ 2,106.00 per annum
Driver	4.25 per day
Carpenters	9.00 each per day
Structural Iron Workers	8.00 each per day
Eight Laborers	3.60 each per day
Laborers	4.00 each per day

Section 58.

BRIDGE REPAINTING.

Foreman of Painters	\$ 2,106.00 per annum
Bridge Painters	8.00 each per day

Section 59.

STREET SIGNS.

Public Works Inspector	\$ 1,518.00 per annum
Laborers	4.00 each per day

Section 60.

MONUMENT BOXES.

Auto Truck Driver	\$ 3.60 per day
Laborers	4.00 each per day

Section 61.

DEPARTMENT OF PUBLIC WORKS—DIVISION OF SEWERS.

Assistant Chief Engineer	\$ 4,000.00 per annum
Division Engineer	3,600.00 per annum
Seven Assistant Engineers	2,544.00 each per annum
Seven Transitmnen	1,830.00 each per annum
Seven Rodmen	1,416.00 each per annum

Twelve Chainmen	1,344.00 each per annum
Chief Inspector	2,070.00 per annum
Fifteen Public Works Inspectors	1,692.00 each per annum
Stenographer	1,416.00 per annum

Section 62.

DEPARTMENT OF PUBLIC WORKS—DIVISION OF STREETS.

Assistant Chief Engineer	\$ 4,000.00 per annum
Division Engineer	3,600.00 per annum
Two Special Construction Engineers	3,000.00 each per annum
Two Senior Assistant Engineers	2,544.00 each per annum
Four Assistant Engineers	2,544.00 each per annum
Estimate Checker	2,544.00 per annum
Eight Transitmnen	1,830.00 each per annum
Eight Rodmen	1,416.00 each per annum
Twelve Chainmen	1,344.00 each per annum
Two Engineering Draftsmen	2,034.00 each per annum
Two Chief Inspectors	2,070.00 each per annum
Twenty-three Public Works Inspectors	1,692.00 each per annum
Stenographer	1,416.00 per annum

Section 63.

DEPARTMENT OF PUBLIC WORKS—BUREAU OF DEED REGISTRY.

Register of Deeds	\$ 2,442.00 per annum
Chief Clerk	2,034.00 per annum
Plotting Clerk	1,692.00 per annum
Two Clerks	1,416.00 each per annum
Two Clerks	1,380.00 each per annum

Section 64.

DEPARTMENT OF PUBLIC WORKS—HIGHWAYS AND SEWERS.

GENERAL OFFICE.

Superintendent	\$ 4,500.00 per annum
Assistant Superintendent	3,852.00 per annum
Chief Clerk	2,280.00 per annum
Three Clerks	1,692.00 each per annum
Stenographer-Clerk	1,692.00 per annum
Stenographer-Clerk	1,416.00 per annum

Section 65.

DEPARTMENT OF PUBLIC WORKS—HIGHWAYS AND SEWERS.
DIVISION OFFICES.

Seven District Supervisors	2,334.00 each per annum
Seven Clerks	1,692.00 each per annum
Seven District Foremen	1,866.00 each per annum
Forty-one Street Foremen	1,692.00 each per annum
Six Stable Foremen	1,500.00 each per annum
Foreman of Carpenters	2,034.00 per annum
Carpenters	9.00 each per day
Painters	8.00 each per day
Pavers	8.00 each per day
Rammers	-6.00 each per day
Bricklayers	10.40 each per day

Auto Truck Drivers	4.45 each per day
Drivers	4.25 each per day
Repairmen	4.25 each per day
Laborers	4.00 each per day

Section 66.

DEPARTMENT OF PUBLIC WORKS—DIVISION OF PUBLIC UTILITIES.

Division Engineer	\$ 3,600.00 per annum
Engineering Draftsman	2,034.00 per annum
Transitman	1,830.00 per annum
Five Public Service Inspectors	1,692.00 each per annum

Section 67.

DEPARTMENT OF PUBLIC—WORKS—ASPHALT PLANT.

Superintendent	\$ 3,960.00 per annum
Assistant Superintendent	2,298.00 per annum
Three Clerks	1,692.00 each per annum
General Foreman	2,034.00 per annum
Plant Foreman	1,830.00 per annum
Five Street Foremen	1,830.00 each per annum
Eight Engineers	7.25 each per day
Auto Truck Drivers	-4.45 each per day
Rakers	5.20 each per day
Tampers	5.04 each per day
Mixer Men	5.20 each per day
Roller Engineers	8.00 each per day
Pavers	8.00 each per day
Rammers	6.00 each per day
Bricklayers	10.40 each per day
Painters	8.00 each per day
Carpenters	9.00 each per day
Hoisting and Portable Steam or Motor Engineer	9.00 per day
Hot Shovelers	4.40 each per day
Plant Laborers	4.40 each per day
Laborers	4.00 each per day

Section 68.

DEPARTMENT OF PUBLIC WORKS—BUREAU OF CITY PROPERTY.

Superintendent	\$ 4,000.00 per annum
Chief Clerk	2,400.00 per annum
Collector-Clerk	1,800.00 per annum
Stenographer-Clerk	1,482.00 per annum

Section 69.

DEPARTMENT OF PUBLIC WORKS—CITY-COUNTY BUILDING.

Deputy Superintendent	\$ 2,400.00 per annum
Janitor-Engineer	2,070.00 per annum
Dispatcher	1,650.00 per annum
Ten Elevator Operators	1,344.00 each per annum
Forty Cleaners	1,002.00 each per annum
Three Watchmen	4.50 each per day
Twenty-three Male Cleaners	4.00 each per day
Three Engineers	7.25 each per day
Oiler	5.15 per day
Electrician	9.00 per day

Steam Fitter	9.00 per day
Carpenter	9.00 per day
Painter	8.00 per day
Elevator Maintenance Man	7.25 per day
Elevator Maintenance Man Helper	5.15 per day

Section 70.

DEPARTMENT OF PUBLIC WORKS—NORTH SIDE MUNICIPAL HALL.

Janitor	\$ 1,680.00 per annum
Four Cleaners	1,002.00 each per annum
Watchman	4.25 per day

Section 71.

DEPARTMENT OF PUBLIC WORKS—DIAMOND MARKET.

Clerk	\$ 2,160.00 per annum
Clerk Wharf Market	1,344.00 per annum
Three Constables	1,416.00 each per annum
Eleven Elevator Operators	1,206.00 each per annum
Two Cleaners	1,002.00 each per annum
Two Watchmen	4.50 each per day
Three Engineers	7.25 each per day
Driver	4.25 per day
Nine Laborers	4.00 each per day

Section 72.

DEPARTMENT OF PUBLIC WORKS—NORTH SIDE MARKET.

Clerk	\$ 2,298.00 per annum
Two Female Attendants	1,068.00 each per annum
Engineer	7.25 per day
Laborers	4.00 each per day

Section 73.

DEPARTMENT OF PUBLIC WORKS—SOUTH SIDE MARKET.

Constable	\$ 1,416.00 per annum
Clerk	1,650.00 per annum
Two Cleaners	1,002.00 each per annum
Watchman	4.25 per day
Three Laborers	4.00 each per day

Section 74.

DEPARTMENT OF PUBLIC WORKS—WHARVES AND LANDINGS.

Wharfmaster	\$ 2,034.00 per annum
Labor Foreman	4.75 per day
Five Watchmen	4.50 each per day
Four Laborers	4.00 each per day

Section 75.

DEPARTMENT OF PUBLIC WORKS—COMFORT HOUSES.

Twenty-three Male Attendants	1,176.00 each per annum
Twenty-three Female Attendants	1,176.00 each per annum

Section 76.

DEPARTMENT OF PUBLIC WORKS—EXPOSITION BUILDING.

Two Watchmen	\$ 4.00 each per day
Two Cleaners	4.00 each per day

Section 77.

DEPARTMENT OF PUBLIC WORKS—PERALTO STREET BATH HOUSE.

Caretaker	\$ 1,460.00 per annum
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Section 78.

DEPARTMENT OF PUBLIC WORKS—BUREAU OF WATER.

Managing Engineer	\$ 6,500.00 per annum
Stenographer	1,692.00 per annum

Section 79.

DEPARTMENT OF PUBLIC WORKS—WATER ACCOUNTING DIVISION.

Chief Clerk	\$ 2,280.00 per annum
Clerk	1,896.00 per annum
Clerk	1,692.00 per annum
Photographer	1,692.00 per annum
Three Telephone Clerks	4.50 each per day

Section 80.

DEPARTMENT OF PUBLIC WORKS—WATER FILTRATION DIVISION.

Division Superintendent	\$ 3,960.00 per annum
Assistant Division Superintendent	2,544.00 per annum
Clerk	1,896.00 per annum
Stenographer-Clerk	1,554.00 per annum
Telephone Clerk	1,278.00 per annum
Chief Analyst	2,610.00 per annum
Bacteriologist	2,034.00 per annum
Junior Chemist	1,692.00 per annum
Junior Bacteriologist	1,554.00 per annum
Three Filter Foremen	2,034.00 each per annum
Two Public Works Inspectors	1,692.00 each per annum
Three Gate, Mechanics	4.50 each per day
Filter Attendant	4.75 per day
Eight Assistant Filter Attendants	4.40 each per day
Machinist	8.00 per day
Electrician	9.00 per day
Plumber	9.25 per day
Carpenters	9.00 each per day
Painters	8.00 each per day
Three Watchmen	4.00 each per day
Two Labor Foremen	4.65 each per day
Driver	4.25 per day
Laborers	4.40 each per day

Section 81.

DEPARTMENT OF PUBLIC WORKS—WATER MECHANICAL DIVISION.

Division Superintendent	\$ 3,960.00 per annum
Division Engineer	3,600.00 per annum

Assistant Engineer	2,544.00 per annum
Division Clerk	1,896.00 per annum
Stenographer	1,416.00 per annum
Stenographer	1,344.00 per annum
Chief Draftsman	2,544.00 per annum
Four Designing Draftsmen	2,172.00 each per annum
Two Engineering Draftsmen	2,034.00 each per annum
Two Engineering Draftsmen	1,692.00 each per annum
Two Transistmen	1,830.00 each per annum
Two Rodmen	1,416.00 each per annum
Four Chainmen	1,344.00 each per annum
Two Inspectors of Machinery and Castings	2,034.00 each per annum
Three Public Works Inspector	1,692.00 each per annum
Bricklayer	180.00 per month
Electricians	9.00 each per day
Carpenters	9.00 each per day
Steamfitters	9.00 each per day
Steamfitters' helpers	5.00 each per day
Painters	8.00 each per day
Machinists	8.00 each per day
Blacksmiths	8.50 each per day
Repair Foreman	2,034.00 per annum
Drivers	4.25 each per day
Laborers	4.00 each per day

Section 82.

DEPARTMENT OF PUBLIC WORKS—BRILLIANT PUMPING STATION.

Chief Engineer	\$ 3,180.00 per annum
Clerk	1,554.00 per annum
Three First Assistant Engineers	7.25 each per day
Three Second Assistant Engineers	6.25 each per day
Three Feed Water Tenders	5.50 each per day
Sixteen Oilers	5.15 each per day
Six Firemen	5.25 each per day
Boiler Tender	5.50 per day
Boiler Tender Helper	4.75 per day
Coal Tender	5.00 per day
Four Repairmen	5.00 each per day
Laborers	4.00 each per day

Section 83.

DEPARTMENT OF PUBLIC WORKS—ASPINWALL PUMPING STATION.

Chief Engineer	\$ 3,180.00 per annum
Clerk	1,416.00 per annum
Three First Assistant Engineers	7.25 each per day
Three Second Assistant Engineers	6.25 each per day
Six Oilers	5.15 each per day
Three Firemen	5.25 each per day
Boiler Tender	5.50 per day
Boiler Tender Helper	4.75 per day
Two Repairmen	5.00 each per day
Coal Tender	5.00 per day
Laborers	4.00 each per day

Section 84.

DEPARTMENT OF PUBLIC WORKS—ROSS PUMPING STATION.

Chief Engineer	\$ 3,180.00 per annum
Clerk	1,416.00 per annum
Three First Assistant Engineers	7.25 each per day
Three Second Assistant Engineers	6.25 each per day
Twelve Oilers	5.15 each per day
Three Firemen	5.25 each per day
Boiler Tender	5.50 per day
Repairman	5.00 per day
Coal Tender	5.00 per day
Laborers	4.00 each per day

Section 85.

DEPARTMENT OF PUBLIC WORKS—HERRON HILL PUMPING STATION.

Chief Engineer	\$ 2,700.00 per annum
Three First Assistant Engineers	6.75 each per day
Three Second Assistant Engineers	5.75 each per day
Three Firemen	5.25 each per day
Boiler Tender	5.50 per day
Laborers	4.00 each per day

Section 86.

DEPARTMENT OF PUBLIC WORKS—MISSION STREET PUMPING STATION.

Chief Engineer	\$ 2,700.00 per annum
Three First Assistant Engineers	6.75 each per day
Three Second Assistant Engineers	5.75 each per day
Three Firemen	5.25 each per day
Repairmen	5.00 each per day
Laborers	4.00 each per day

Section 87.

DEPARTMENT OF PUBLIC WORKS—HOWARD STREET PUMPING STATION.

Chief Engineer	\$ 2,700.00 per annum
Three First Assistant Engineers	6.75 each per day
Three Second Assistant Engineers	5.75 each per day
Six Firemen	5.25 each per day
Boiler Tender	5.50 per day
Boiler Tender Helper	4.75 per day
Two Repairmen	5.00 each per day
Laborers	4.00 each per day

Section 88.

DEPARTMENT OF PUBLIC WORKS—LINCOLN PUMPING STATION.

Chief Engineer	\$ 2,372.50 per annum
Two First Assistant Engineers	5.75 each per day

Section 89.

DEPARTMENT OF PUBLIC WORKS—GREENTREE PUMPING STATION.

Chief Engineer	\$ 2,372.50 per annum
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Assistant Engineer	5.75 per day
Repairman	5.00 per day

Section 90.

DEPARTMENT OF PUBLIC WORKS—MONTROSE PUMPING STATION.

Three Firemen	5.25 each per day
Three Laborers	4.00 each per day

Section 91.

DEPARTMENT OF PUBLIC WORKS—WATER DISTRIBUTION DIVISION.

Division Superintendent	\$ 3,960.00 per annum
Division Clerk	1,896.00 per annum
Four Clerks	1,692.00 each per annum
Three Clerks	1,482.00 each per annum
Three Stenographer-Clerks	1,482.00 each per annum
Two Division Engineers	3,600.00 each per annum
Four Assistant Engineers	2,544.00 each per annum
Four Designing Draftsmen	2,172.00 each per annum
Two Engineering Draftsmen	2,034.00 each per annum
Transitman	1,830.00 per annum
Two Rodmen	1,416.00 each per annum
Two Chainmen	1,344.00 each per annum
Five Storekeepers	1,554.00 each per annum
Chief Service Inspector	2,208.00 per annum
Meter Repairmen	4.25 each per day
Chief Hydrant Inspector	2,034.00 per annum
Chief Pipe Line Inspector	2,034.00 per annum
Inspector of Machinery and Castings	2,034.00 per annum
Two Public Works Inspectors	1,692.00 each per annum
Service Inspectors	5.00 each per day
Supervisor of Pipe Lines	2,496.00 per annum
Five Assistant Supervisors of Pipe Lines	2,034.00 each per annum
General Service Foreman	2,208.00 per annum
Two Assistant General Service Foremen	1,692.00 each per annum
Two Watchmen	1,068.00 each per annum
Three Gauge Readers	4.25 each per day
Pipe Line Foremen	6.00 each per day
Drillers	5.00 each per day
Pipemen	5.20 each per day
Caulkers	3.75 each per day
Auto Drivers	4.00 each per day
Drivers	4.25 each per day
Watchmen	4.00 each per day
Pipe Line Laborers	4.40 each per day
Plumbers	9.25 each per day
Carpenters	9.00 each per day
Blacksmiths	8.50 each per day
Painters	8.00 each per day
Bricklayers	10.40 each per day

Section 92.

DEPARTMENT OF PUBLIC WORKS—BUREAU OF LIGHT.

Superintendent	\$ 3,270.00 per annum
Inspector	1,800.00 per annum
Foreman of Laborers	1,692.00 per annum
Three Laborers	4.00 each per day

Section 93.

DEPARTMENT OF PUBLIC WORKS—BUREAU OF PARKS.

Superintendent	\$ 4,500.00 per annum
Chief Clerk	2,208.00 per annum
Stenographer-Clerk	1,620.00 per annum
Clerk	1,416.00 per annum

Section 94.

SCHENLEY PARK.

Park Supervisor	\$ 2,748.00 per annum
Five Watchmen	4.00 each per day
Two Park Foremen	4.25 each per day
Foreman, Merry-go-round	4.50 per day
Nursery Foreman	2,034.00 per annum
Golf Supervisor	150.00 per month
Golf Instructor	118.00 per month
Foreman, Golf Grounds	4.25 per day
Stable Foreman	4.25 per day
Assistant Stable Foreman	4.25 per day
Six Drivers	4.25 each per day
Laborers	4.00 each per day
Engineer, Steam Roller	8.00 per day

Section 95.

CONSERVATORY.

Mechanical Foreman	\$ 2,034.00 per annum
Nine Florists	1,710.00 each per annum
Female Attendant	1,002.00 per annum
Cleaner	1,002.00 per annum
Assistant Mechanical Foreman	4.50 per day
Three Assistant Florists	4.25 each per day
Four Greenhouse Attendants	4.25 each per day
Carpenter	9.00 per day
Painter	8.00 per day
Laborers	4.00 each per day

Section 96.

CONSERVATORY, NORTH SIDE

Four Florists	\$ 1,710.00 each per annum
Four Greenhouse Attendants	4.25 each per day
Mechanical Foreman	4.50 per day
Assistant Mechanical Foreman	4.25 per day
Painter	8.00 per day
Carpenter	9.00 per day
Laborers	4.00 each per day

Section 97.

SMALL PARKS.

Foreman, Arsenal Park	\$ 4.25 per day
Foreman, Grandview Park	4.25 per day
Foreman, West End Park	4.25 per day
Foreman, McKinley Park	4.25 per day
Foreman, Olympia Park	4.25 per day

Foreman, Lawrenceville Park	4.25 per day
Foreman, Holliday Park	4.25 per day
Foreman, Herron Hill Park	4.25 per day
Foreman, Westinghouse Park	4.25 per day
Foreman, Grandview Park	4.50 per day
Watchman, McKinley Park	4.00 per day
Watchman, Olympia Park	4.00 per day
Laborers	4.00 each per day

Section 98.

HIGHLAND PARK.

Park Supervisor	\$ 2,400.00 per annum
Two Greenhouse Attendants	4.25 each per day
Park Foreman	4.25 per day
Stable Foreman	4.25 per day
Assistant Stable Foreman	4.25 per day
Two Drivers	4.25 each per day
Carpenter	9.00 per day
Painter	8.00 per day
Laborers	4.00 each per day
Four Watchmen	4.00 each per day

Section 99.

HIGHLAND PARK ZOO.

Head Keeper	\$ 2,034.00 per annum
Engineer	7.25 per day
Painter	8.00 per day
Six Animal Keepers	4.50 each per day
Two Watchmen	4.00 each per day
Engine Room Laborer	4.50 per day
Laborers	4.00 each per day

Section 100.

RIVERVIEW PARK, NORTH SIDE.

Park Supervisor	\$ 2,034.00 per annum
Eight Watchmen	4.00 each per day
Two Drivers	4.25 each per day
Foreman, Merry-go-round	4.50 per day
Greenhouse Attendant	4.25 per day
Laborers	4.00 each per day

Section 101.

WEST PARK, NORTH SIDE.

Park Supervisor	\$ 2,748.00 per annum
Clerk	1,344.00 per annum
Two Park Foremen	4.25 each per day
Watchman	4.00 per day
Laborers	4.00 per day

Section 102.

SHADE TREES.

Forester	\$ 2,034.00 per annum
Laborers	4.00 each per day

Section 103.

DEPARTMENT OF PUBLIC WORKS, BUREAU OF TESTS.

Director of Tests	\$ 2,940.00 per annum
Stenographer-Clerk	1,416.00 per annum
Chemist	2,280.00 per annum
Junior Chemist	1,692.00 per annum
Inspector-Chemist	1,692.00 per annum
Laboratory Assistant	1,278.00 per annum

Section 104.

DEPARTMENT OF PUBLIC WORKS—BUREAU OF RECREATION.

Superintendent	\$ 4,000.00 per annum
Assistant Superintendent	3,432.00 per annum
Chief Clerk	2,000.00 per annum
Stenographer-Clerk	1,554.00 per annum
Stenographer	1,176.00 per annum
General Supervisor (Male) 10 mos.	225.00 per month
General Supervisor (Female) 10 mos.	225.00 per month
Carpenter	9.00 per day
Laborers	4.00 each per day

Section 105.

WASHINGTON RECREATION CENTER.

Playground Supervisor	\$ 2,208.00 per annum
Physical Training & Recreational Leader (Male) 10 months	135.00 per month
Physical Training & Recreational Leader (Female) 10 months	135.00 per month
Accompanist 10 months	120.00 per month
Recreation Assistant (Female 10 months)	120.00 per month
Caretaker	1,278.00 per annum
Matron	864.00 per annum

Section 106.

ORMSBY RECREATION CENTER.

Playground Supervisor	\$ 2,208.00 per annum
Physical Training & Recreational Leader (Female) 10 months	135.00 per month
Accompanist 10 months	120.00 per month
Recreation Assistant (Female) 10 months	120.00 per month
Caretaker	1,206.00 per annum
Matron	930.00 per annum

Section 107.

LAWRENCE RECREATION CENTER.

Playground Supervisor	\$ 2,208.00 per annum
Physical Training & Recreational Leader (Male) 10 months	135.00 per month
Physical Training & Recreational Leader (Female) 10 months	135.00 per month
Accompanist, 10 months	120.00 per month
Recreation Assistant (Female) 10 months	120.00 per month

Caretaker	1,278.00 per annum
Matron	1,002.00 per annum

Section 108.

WARRINGTON RECREATION CENTER.

Playground Supervisor	\$ 2,208.00 per annum
Physical Training and Recreational Leader	
(Male) 10 months	135.00 per month
Physical Training and Recreation Leader	
(Female) 10 months	135.00 per month
Accompanist, 10 months	120.00 per month
Recreation Assistant (Female) 10 months	120.00 per month
Caretaker (with house)	1,140.00 per annum
Matron	864.00 per annum

Section 109.

WEST PENN RECREATION CENTER.

Physical Training and Recreational Leader	
(Male) 10 months	\$ 135.00 per month
Physical Training and Recreational Leader	
(Female) 10 months	135.00 per month
Accompanist, 10 months	120.00 per month
Recreation Assistant (Female) 10 months	120.00 per month
Caretaker (with house)	1,416.00 per annum
Matron	864.00 per annum

Section 110.

LEWIS RECREATION CENTER.

Physical Training and Recreational Leader	
(Male) 10 months	\$ 135.00 per month
Physical Training and Recreational Leader	
(Female) 10 months	135.00 per month
Accompanist, 10 months	120.00 per month
Recreation Assistant (Female) 10 months	120.00 per month
Caretaker	1,080.00 per annum
Matron	966.00 per annum

Section 111.

BRUSHTON-SCHENLEY-HOMEWOOD POOLS.

Caretaker (with house)	\$ 900.00 per annum
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Section 112.

BRUSHTON POOL.

Two Swimming Guards—100 days	\$ 3.75 each per day
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Section 113.

ORMSBY POOL

Swimming Guard—50 days	\$ 4.25 per day
Two Swimming Guards—100 days	3.75 each per day

Section 114.

LAWRENCE POOL.

Swimming Guard—50 days	\$ 4.25 per day
Two Swimming Guards—100 days	3.75 each per day

Section 115.

SHERADEN POOL.

Swimming Guard—50 days	\$ 4.25 per day
Swimming Guard—50 days	3.75 per day

Section 116.

SCHENLEY POOL.

Swimming Guard—50 days	\$ 4.25 per day
Swimming Guard—50 days	3.75 per day
Swimming Guard Helper—50 days	3.05 per day

Section 117.

SUMMER PLAYGROUNDS.

Ten Recreation Leaders (Male) 500 days	\$ 4.25 each per day
Ten Recreational Leaders (Female) 500 days	4.25 each per day
Ten Recreational Assistants (Female) 500 days	3.75 each per day

Section 118.

OLIVER SWIMMING POOL.

Swimming Director	\$ 1,980.00 per annum
Swimming Guard	1,482.00 per annum
Janitor	1,460.00 per annum
Caretaker	1,325.00 per annum
Laundryman	1,200.00 per annum
Matron	1,002.00 per annum
Swimming Guard Helper	3.05 per day
Two Swimming Guards, for two months	4.25 each per day

Section 119.

All positions herein designated, not heretofore existing, shall be and the same are hereby created and established at the salaries or wages herein prescribed, and the proper City Officers are hereby authorized to fill such positions in the manner prescribed by law.

Section 120. All ordinances creating positions or fixing salaries other than those herein enumerated are hereby repealed.

Section 121. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 27, 1922.

Pittsburgh, January 9, 1923.

I do hereby certify that the foregoing ordinance, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval, on December 28, 1922, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon it became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN,
Clerk of Council.

Ordinance Book 34, Page 137.

RESOLUTIONS

No. 1

Resolved, That the Mayor be and is hereby authorized and directed to issue, and the City Controller to Countersign a warrant in favor of the Animal Rescue League of Pittsburgh for the sum of \$1,080.63 for work done during the month of December, 1921, and charge the same to Code Account No. 1460, Item B. Miscellaneous Services, Bureau of Police, year 1921.

Passed January 16, 1922, by a two-thirds vote.

Approved January 17, 1922.

Resolution Book 5, Page 286.

No. 2

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of The Misses Beatty for \$485.00 for taking and transcribing the testimony in the investigation of the slide on Bigelow boulevard by the Public Works Committee of Council, from December 22, 1920 to and including January 7, 1921, and charge same to Appropriation No. 42, Contingent Fund.

Passed January 16, 1922, by a two-thirds vote.

Approved January 17, 1922.

Resolution Book 5, Page 286.

No. 3

Whereas, in carrying out the contract for grading, regrading, paving, repaving, etc., of Crawford, Mercer, Manila streets and Peach way, it was necessary to have the contractor, Booth & Flinn, Ltd., do certain extra work which was not covered by the contract and for which an extra work

bid was received from the contractor and approved by the Department of Public Works, and,

Whereas, said extra work was completed at a cost of \$806.12, Now Therefore be it .

Resolved, that the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of Booth & Flinn, Ltd., for the sum of

\$806.12 for extra work done on the contract for grading, regrading, paving, repaving, etc., of Crawford, Mercer, Manila streets and Peach way, and charge same to contract No. 1211 on file in the City Controller's office.

Passed January 16, 1922, by a two-thirds vote.

Approved January 17, 1922.

Resolution Book 5, Page 287.

No. 4

Resolved, That the Mayor be and is hereby authorized and directed to issue, and the City Controller to Countersign, warrants in favor of the following persons for monies expended by them for the purpose of securing evidence against disorderly houses, gambling, illegal liquor selling, and other violations of the law, and charge the amounts to the Code Accounts hereinafter specified, to-wit:

Schedule	Amount	Code Account
John C. Calhoun.....	\$38.00	42
Mrs. Sara F. McClanahan	11.00	42
Edward T. McGough....	30.17	1459
Shriver Stewart	8.75	42

Passed January 16, 1922, by a two-thirds vote.

Approved January 17, 1922.

Resolution Book 5, Page 287.

No. 5

Whereas in the prosecution of Contract No. 1182, Construction of Shelter Sheds at Ream, Warrington, Woods Run and Wabash Playgrounds it was deemed advisable to do certain extra work, which was the painting of the aforesaid shelter sheds, for the amount of Two Hundred Twenty (\$220) Dollars which was not included in the contract, Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Thos. Coutts Company for the sum of Two Hundred Twenty (\$220) Dollars for payment of extra work on their contract for the construction of Shelter Sheds at Reams, Warrington, Woods Run and Wabash Playgrounds, same to be chargeable to Appropriation No. 201, Playground Bonds.

Passed January 16, 1922, by a two-thirds vote.

Approved January 17, 1922.

Resolution Book 5, Page 287.

No. 6

Whereas, in carrying out the contract for the repaving of Wabash avenue, from Plank street to Independence street, it was necessary to have the contractor for the street repaving, Thos. Cronin Company, do certain extra work which was not covered by the contract and for which extra work a bid was received from the contractor and approved by the Department of Public Works, and,

Whereas, said extra work was completed at a cost \$1,503.00, Now Therefore be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of Thos. Cronin Company for the sum of \$1,503.00 for extra work done on the contract for repaving Wabash avenue, from Plank street to Independence street, and charge same to Contract No. 1081, on file in the City Controller's office.

Passed January 16, 1922, by a two-thirds vote.

Approved January 17, 1922.

Resolution Book 5, Page 288.

No. 7

Whereas, in connection with the execution of the contract between the City of Pittsburgh and Thos. Cronin Company for the grading, paving and curbing of Independence street, from Wabash avenue to Woodville avenue, it has been necessary to do certain extra work which was not included in the contract and specifications for said improvement, and could not be allowed under the terms of said contract governing the allowance of extra work and the prices of material, amounting to \$262.50, as per bill accompanying the final estimate; Now, therefore be it

Resolved, That the said extras, as herein set forth, certified by the Department of Public Works, be approved, and the City Controller is authorized and directed to charge the same as part of the cost of said improvement.

Passed January 16, 1922, by a two-thirds vote.

Approved January 17, 1922.

Resolution Book 5, Page 288.

No. 8

Whereas, in carrying out the contract for repaving Cape May avenue, from West Liberty avenue to Dagmar avenue, it was necessary to have the contractor, for the street repaving, Dunn & Ryan Company do certain extra work which was not covered by the contract, and for which an extra work bid was received from the contractor and approved by the Department of Public Works, and,

Whereas, said extra work was completed at a cost of \$492.48, Now therefore be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Dunn & Ryan Company for the sum of \$492.48 for extra work done on the contract for repaving Cape May avenue from West Liberty avenue to Dagmar avenue and charge same to contract No. 1162 on file in the City Controller's office.

Passed January 16, 1922, by a two-thirds vote.

Approved January 17, 1922.

Resolution Book 5, Page 289.

No. 9

Whereas, in carrying out the contract for repaving Dagmar avenue, from Cape May avenue to Sebring street, it was necessary to have the contractor for the street repaving, Dunn & Ryan Company, do certain extra work which was not covered by the contract, and for which an extra work bid was received from the contractor and approved by the Department of Public Works, and,

Whereas, said extra work was completed at a cost of \$675.79, Now Therefore be it

Resolved, that the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Dunn & Ryan Company for the sum of \$675.79 for extra work done on the contract for repaving Dagmar avenue, from Cape May avenue to Sebring street and charge same to contract No. 1163, on file in the City Controller's office.

Passed January 16, 1922, by a two-thirds vote.

Approved January 17, 1922.

Resolution Book 5, Page 289.

No. 10

Whereas in the prosecution of Contract No. 1208, Construction of a Bathhouse at Homewood Playgrounds, it was deemed advisable to do certain extra work, which was the furnishing and installing of iron bands for fence posts and the furnishing and installing of reinforcing bars for foundation, which was not included in the contract, in the amount of One Hundred Twenty-one and 52/100 (\$121.52) Dollars, Therefore be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Geo. R. Eichenlaub in the amount of \$121.52 for extra work on his contract for the Construction of a Bathhouse at Homewood Playgrounds, same to be chargeable to Contract No. 1208, Appropriation No. 201, Playground Bonds.

Passed January 16, 1922, by a two-thirds vote.

Approved January 17, 1922.

Resolution Book 5, Page 289.

No. 11

Whereas, Competitive bids were taken for improvements to Exposition Building, Municipal Garage and Repair Shop, and

Whereas, the lowest bidder for the same was Hahn Brothers, and said work has been completed, now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Hahn Bros. in the sum of \$1,485.00 and charge the same to Code Account No. 1039, Exposition Building Improvements, Municipal Garage & Repair Shop.

Passed January 16, 1922, by a two-thirds vote.

Approved January 17, 1922.

Resolution Book 5, Page 290.

No. 12

Whereas, By Resolution of Council No. 591, Bill No. 4391. Approved by the Mayor, December 31, 1921, an exoneration of \$352.88 was issued to Harry Kramer, tenant, Wm. F. Hammel, owner, premises 25-26 Graeme street, first Ward, being 50 per cent of the quarter's charge.

Whereas, The water rent was paid prior to the issuance of said exoneration; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Harry Kramer, in the sum of Three Hundred and Fifty-two and 88/100 (\$352.88) Dollars account of refunding over paid water rent on property at 25-26 Graeme street, First Ward and charge same to Appropriation No. 41, Refunding Taxes and Water Rent.

Passed January 16, 1922, by a two-thirds vote.

Approved January 17, 1922.

Resolution Book 5, Page 290.

No. 13

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of

the Ludlow Valve Manufacturing Company, in the sum of Two Thousand Seven Hundred Eighty-one and Seventy One Hundredth (\$2,781.70) Dollars, or so much of the same as may be necessary for Gate Valves and Fire Hydrants furnished to the Bureau of Water, same to be chargeable to and payable from Code Account No. 203-C.

Passed January 16, 1922, by a two-thirds vote.

Approved January 17, 1922.

Resolution Book 5, Page 291.

No. 14

Whereas, In the printing of the Departmental Estimates for the Budget of 1922, the contractor for the same was instructed to work overtime in order that the estimates might be submitted to Council as soon as possible, now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Pittsburgh Printing Company in the sum of \$591.65 and charge the same to Code Account No. 1017, Supplies, Mayor's Office.

Passed January 16, 1922, by a two-thirds vote.

Approved January 17, 1922.

Resolution Book 5, Page 291.

No. 15

Whereas, it was necessary to repair roofs over Music Hall in the Exposition building, as this work has to be done without delay, and

Whereas, this office was unable to secure more than one bid to have the work done by contract, we were therefore compelled to give this work to Scholz Brothers Hardware Company, who were the lowest bidders on a time and material basis, Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Scholz Brothers Hardware Company, in the amount of \$864.00, for repairs

to roofs at the Music Hall, Exposition Building, same to be paid from Code Account 1730, Repairs, Exposition Building.

Passed January 16, 1922, by a two-thirds vote.

Approved January 17, 1922.

Resolution Book 5, Page 291.

No. 16

Whereas, The South Pittsburgh Water Company, under a contract with the City of Pittsburgh is supplying the water and reading the meters in that portion of the City located in the South Hills district; and

Whereas, The City directed the Water Company to shut off water being used by consumers who had failed to make payment of their bills for same, allowing them to become delinquent and remain so; and

Whereas, The cost for restoring the service was collected by the Delinquent Tax Collector at the time these delinquent bills were paid and by him turned into the general funds of the City; now, therefore, be it

Resolved, That the Mayor be and he is authorized and directed to issue and the City Controller to countersign a warrant in favor of the South Pittsburgh Water Company for One Hundred Seventy-nine (\$179.00) Dollars, due the Water Company for the work connected with the closing off and restoring service to such parties as allowed their water bills to become and remain delinquent and charge same to Contingent Fund, Code Account No. 42.

Passed January 16, 1922, by a two-thirds vote.

Approved January 17, 1922.

Resolution Book 5, Page 292.

No. 17

Whereas, through an error in the preparation of the Salary Ordinance for the year 1922, there were authorized only twenty-nine Inspectors in the Department of Health, Division of Housing and Sanitary Inspection, instead of thirty, and no authorization

was included in said Ordinance for
Caretaker for the Peralto Street
Bathhouse, and

Whereas, an Ordinance has been
introduced into Council correcting
these errors; Therefore, be it

Resolved, That the Mayor be and he
is hereby authorized and directed to
issue, and the City Controller to
countersign warrants for the payment
of the January salaries of thirty in-
spectors in the Department of Health,
Division of Housing and Sanitary In-
spection, and one Caretaker at the
Peralto Street Bathhouse, and charge
the same to the appropriations made
for such purposes.

Passed January 16, 1922, by a two-
thirds vote.

Approved January 17, 1922.

Resolution Book 5, Page 292.

No. 18

Whereas, the final estimate for the
contract for making of repairs pre-
liminary to the restoration of Bige-
low boulevard, at Kirkpatrick street,
which contract is held by the Jno. F.
Casey Company, will exceed the funds
available in the appropriation for this
work, in the sum of \$458.90; and

Whereas, this excess is caused by
two items of work, the cost of which
was overlooked up to the time that
the final estimate was being pre-
pared; and,

Whereas, the work has all been
completed in accordance with the con-
tract, specifications and orders given
by the Director of the Department of
Public Works, and it is desired to is-
sue the final estimate and close the
contract; Now Therefore, Be It

Resolved, That the City Controller
be and he is hereby authorized and
directed to transfer the sum of
\$458.90 from Code Account No. 42-M,
Contingent Fund, and credit same for
the payment of the final estimate for
work done under contract No. 1139,
Controller's office file, entered into
with Jno. F. Casey Company for the
making of repairs preliminary to the
restoration of Bigelow boulevard at
Kirkpatrick street.

Passed January 16, 1922.

Approved January 17, 1922.

Resolution Book 5, Page 293.

No. 19

Whereas, There is not a sufficient
balance in Code Account No. 1036, Ex-
position Building Improvements, Mu-
nicipal Garage and Repair Shop, to
meet the obligations, now, therefore,
be it

Resolved, That the City Controller
be and he is hereby authorized and
directed to transfer the sum of \$700
from Code Account No. 1037, Repairs,
General, Municipal Garage and Re-
pair Shop to Code Account No. 1039,
Exposition Building Improvements,
Municipal Garage & Repair Shop.

Pased January 16, 1922.

Approved January 17, 1922.

Resolution Book 5, Page 293.

No. 20

Resolved, That the City Controller
shall be and he is hereby authorized,
empowered and directed to make the
following transfers in appropriations
in the General Office of the Depart-
ment of Public Safety and the Bureaus
of Police and Fire, to-wit:

	Amount
From Code Account No. 1428, Item A-3, Wages, Regular Employees, General Office, Department of Public Safe- ty, Year 1921, to Code Ac- count No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, Year 1921	\$1,400.00
From Code Account No. 1445, Item A-3, Wages, Regular Employees, Bureau of Police, Year 1921, to Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, Year 1921.....	400.00
From Code Account No. 1445, Item A-3, Wages, Regular Employees, Bureau of Police, Year 1921, to Code Account No. 1448, Item B, Car Fare, Bureau of Police, Year 1921	650.00
From Code Account No. 1466, Item E, Repairs, Bureau of Fire, Year 1921, to Code Account No. 1461, Item A-1, Salaries, Regular Employees, Bureau of Fire, Year 1921....	4,000.00

Passed January 16, 1922.

Approved January 17, 1922.

Resolution Book 5, Page 293.

No. 21

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,-030.00 from Code Account No. 49, Interest on Contracts, to Code Account No. 1004, Council and City Clerk, Contract No. 1061,

Printing Files for Council, year 1921.

Passed January 16, 1922.

Approved January 17, 1922.

Resolution Book 5, Page 294.

No. 22

Resolved, That the City Controller be, and he is hereby authorized to transfer Nine Hundred Twenty-five Dollars (\$925.00) from Code Account No. 1761, "Wages Regular" Distribution Division, Bureau of Water, to Code Account No. 1762, "Miscellaneous Services," Distribution Division, Bureau of Water.

Pased January 16, 1922.

Approved January 17, 1922.

Resolution Book 5, Page 294.

No. 23

Resolved, That the City Controller be and he is hereby authorized to make transfers of funds from and to Appropriation Accounts of the Department of Public Works, Bureau of Water, as scheduled below:

\$525.00 from Appropriation Account No. 1755 "Supplies to Appropriation Account No. 1757, "Repairs",

200.00 from Appropriation Account No. 1755 "Supplies" to Appropriation Account No. 1758, Equipment.

Passed January 16, 1922.

Approved January 17, 1922.

Resolution Book 5, Page 294.

No. 24

Resolved, That the City Controller be and he is hereby authorized to make transfer of funds from and to

Appropriation Accounts of the Department of Public Works, Bureau of Water as scheduled below:

\$3,600.00 from Account No. 1752, 1921, "Wages Regular" to Account No. 1756 "Material",

200.00 from Account No. 1752, 1921, "Wages Regular" to Account No. 1754 "Miscellaneous Service."

Passed January 16, 1922.

Approved January 17, 1922.

Resolution Book 5, Page 295.

No. 25

Whereas, There are not sufficient funds in 1921 Code Account 1771, Contract No. 715, Duquesne Light Company to meet the December bill roll and

Whereas, There are unencumbered balances remaining in the several salary and wage code accounts in the Bureau of Water, Now, Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$7,-612.06 to Contract No. 715; 1921 Code Account 1771, from the following code accounts in the Bureau of Water:

1921 Code Account 1744, Wages, Filtration Division.....	\$6,036.83
1921 Code Account 1751, Salaries, Mechanical Division.....	1,575.23
	\$7,612.06

Passed January 16, 1922.

Approved January 17, 1922.

Resolution Book 5, Page 295.

No. 26

Whereas in order to complete the installation of a new lighting system for the North Side Market House it will be necessary to award a contract for the furnishing and installation of new lighting fixtures at an estimated cost of Forty-Nine Hundred (\$4,900) Dollars, and

Whereas there is remaining in Code Account No. 1697-G, Structural and Non-Structural Improvements to North

Side Market, an unincumbered balance of only Twenty-one Hundred (\$2,100) Dollars available for the payment of the cost of this work and and it becomes necessary to procure the additional sum of Three Thousand (\$3,000) Dollars to cover the cost thereof, and

Whereas there is an unincumbered balance in the amount of Three Thousand (\$3,000) Dollars remaining in "Special North Side Market Rental Fund" which it is desired to make available for the payment of the cost of the aforesaid work, Now, **Therefore, be it**

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Three Thousand (\$3,000) Dollars from "Special North Side Market Rental Fund" to Appropriation No. 1697-G, Structural and Non-structural Improvements to North Side Market.

Passed January 16, 1922.

Approved January 17, 1922.

Resolution Book 5, Page 295.

No. 27

Whereas, through an error in the preparation of the Appropriation Ordinance for the year 1922, various appropriations were calculated in excess of the amounts required, and other appropriations were calculated at less than the amounts required; Therefore, be it

Resolved, that the City Controller be and he is hereby authorized and directed to make the following transfers between appropriation accounts as listed.

From Appropriation No. 1752, Wages Regular Employees, Mechanical Division, Bureau of Water	\$ 9,634.00
From Appropriation No. 1790, Wages Regular Employees, Golf Grounds	999.00
From Appropriation No. 1813, Wages Regular Employees, North Side Conservatory	519.00
From Appropriation No. 1820, Wages Regular Employees, Small Parks.....	1,111.00
	\$12,263.00

To Appropriation No. 1269, Salaries Regular Employees, Division of Housing and Sanitary Inspection.....	90.00
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To Appropriation No. 1472, Salaries Regular Employees, Bureau of Electricity.....	1,800.00
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To Appropriation No. 1797, Salaries Regular Employees, Schenley Stables	986.00
--	--------

To Appropriation No. 1871, Wages Temporary Employees, West Park	954.00
--	--------

To Appropriation No. 42, Contingent Fund	8,433.00
	\$12,263.00

Passed January 16, 1922.

Approved January 17, 1922.

Resolution Book 5, Page 296.

No. 28

Whereas, the amounts set aside on Contracts No. 920, with the American Reduction Company, and No. 921, with W. & H. Walker, Inc., Allegheny Garbage Company Department, are not adequate to cover the cost of the work under said contracts for the year ending December 31, 1921, and

Whereas, There remains in Appropriation No. 1261, Garbage and Rubbish Disposal, an unincumbered balance of \$288,502.24, provided for the purpose of paying the costs of garbage and rubbish collection and disposal for the year ending December 31, 1921, and

Whereas, There will be payable to the said contractors for the collection and disposal of garbage and rubbish for the year ending December 31, 1921, the approximate sum of \$190,000.00; Therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to set aside on Contract No. 920 with the American Reduction Company, the sum of \$140,000.00, and on Contract No. 921 with W. & H. Walker, Inc., Allegheny Garbage Company Department, the sum of \$45,000.00, from Appropriation No. 1261, Garbage and Rubbish Disposal, and the Mayor and the City Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on

Contract No. 920, Appropriation No. 1261, in favor of the American Reduction Company for \$140,000.00, and on Contract No. 921, Appropriation No. 1261, in favor of W. & H. Walker, Inc., Allegheny Garbage Company Department for \$45,000.00, in partial payment of the cost of garage and rubbish collection and disposal for the year ending December 31, 1921.

Passed January 23, 1922, by a two-thirds vote.

Approved January 26, 1922.

Resolution Book 5, Page 296.

No. 29

Whereas, in connection with the execution of the contract between the City of Pittsburgh and Booth & Flinn, Ltd., contractors for the construction of a water line for Schenley Park entrance at Forbes street, it was found necessary to do certain extra work which was not included in the contract and specifications for said work and could not be allowed under the terms of said contract, and

Whereas, the extra work in connection with the construction of a water line for Schenley Park entrance at Forbes street, as per extra work bid approved June 18, 1921, was properly executed amounting to One Hundred Sixty-eight (\$168.00) Dollars as per bill accompanying the final estimate, Now, Therefore, be it

Resolved, That the Mayor be, and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Booth & Flinn, Ltd., for the sum of One Hundred Sixty-eight (\$168.00) Dollars, for extra work done on the contract for the construction of a water line for Schenley Park entrance at Forbes street and charge the same to Park Roadway Improvement Bonds, 1919, Bond Fund Appropriation No. 199.

Passed January 23, 1922, by a two-thirds vote.

Approved January 26, 1922.

Resolution Boos 5, Page 297.

No. 30

Whereas, In the final estimate for Leo. B. Buerkle Company, Contract

No. 1136, Code Account No. 202, there is the sum of \$52.19 for extra work which is for work and materials required for making new connections in the water lines of No. 4 Police Station on account of the erection of Public Comfort Station on Boquet street, and

Whereas, There are sufficient funds in this contract to meet the payments for this extra work, Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in the amount of \$52.19 in favor of Leo B. Buerkle Company for extra work and charge same to Contract No. 1136, Code Account No. 202.

Passed January 23, 1922, by a two-thirds vote.

Approved January 26, 1922.

Resolution Book 5, Page 297.

No. 31

Whereas, In the completion of contract with Thos. Coutts Co. Contract No. 1205, Code Account No. 201 for the erection of gymnasium building at West Penn Playground, there is extra work for the sum of \$195.50 for extra foundation required on account of bad foundation, and

Whereas, there are sufficient funds in the code account to meet this payment now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant for \$195.50 in favor of Thos. Coutts Company and charge same to Contract No. 1205, Code Account No. 201.

Passed January 23, 1922, by a two-thirds vote.

Approved January 26, 1922.

Resolution Book 5, Page 298.

No. 32

Whereas, in connection with the execution of the contract between the City of Pittsburgh and the Cyclone Fence Company, contractor for the construction of fence in Lawrence

Park Playgrounds, it was found necessary to do certain extra work which was not included in the contract and specifications for said work and could not be allowed under the terms of said contract, and

Whereas, the extra work in connection with the construction of fence in Lawrence Park Playgrounds as per extra work bid approved December 23, 1921 was properly executed amounting to Sixty (\$60.00) Dollars, as per bill accompanying the final estimate, Now, Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Cyclone Fence Company for the sum of Sixty (\$60.00) Dollars, for extra work done on the contract for construction of fence in Lawrence Park Playgrounds and charge the same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Passed January 23, 1922, by a two-thirds vote.

Approved January 26, 1922.

Resolution Book 5, Page 298.

No. 33

Whereas, in connection with the execution of the contract between the City of Pittsburgh and F. & F. Diulus, contractors for the grading of Arlington Playground it was found necessary to do certain extra work which was not included in the contract and specifications for said work and could not be allowed under the terms of said contract, and

Whereas, the extra work in connection with the grading of Arlington Playground, as per extra work bid approved September 24, 1921 was properly executed, amounting to Three Hundred Fifty (\$350.00) Dollars, as per bill accompanying the final estimate, Now therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of F. & F. Diulus for the sum of Three Hundred Fifty (\$350.00) Dollars for extra work done on the contract for grading Arlington Playground and charge the same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Passed January 23, 1922, by a two-thirds vote.

Approved January 26, 1922.

Resolution Book 5, Page 299.

No. 34

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of George H. Soffel Company for the sum of \$178.00 for extending sewer line from the Chauffeur's House on the Monongahela Wharf on Water street down to sewer line at Ferry street, and charge the same to Code Account No. 42, Contingent Fund, for the year 1921.

Passed January 23, 1922, by a two-thirds vote.

Approved January 26, 1922.

Resolution Book 5, Page 299.

No. 35

Whereas, There are no funds in Code Account No. 50, Chartiers Township General Appropriation to meet the bill rolls for street lighting for five months from August 1 to December 31, 1921, and

Whereas, there are balances remaining in several 1291 wage code accounts in the Bureau of Water, Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$3,305.05 to Code Account No. 50, Chartiers Township General Appropriation from the following code accounts:

1921 Code Account No. 1736, Wages, Accounting Division	\$ 658.68
1921 Code Account No. 1752, Wages, Mechanical Division	2,646.37
Total	\$3,305.05

Passed January 23, 1922.

Approved January 26, 1922.

Resolution Book 5, Page 299.

No. 36

Resolved, That the City Controller shall be and he is hereby authorized, empowered and directed to set aside the sum of \$2,500.00 in Code Account No. 42, Contingent Fund, for the purchase of supplies, materials and equipment for the maintenance of the Municipal Lodging House established by the Department of Public Safety at No. 1 Patrol Station, corner of Cherry and Strawberry ways.

Passed January 23, 1922.

Approved January 26, 1922.

Resolution Book 5, Page 300.

No. 37

Whereas, The time for paying taxes and receiving the discount expires on January 31, 1922; and

Whereas, Owing to the delay in fixing the millage and making up of the tax statements, the time for collecting the taxes has been delayed until February 1, 1922; Therefore, be it

Resolved, That the City Treasurer is hereby authorized and directed to extend the time for paying taxes and receiving the benefit of the two per cent discount, up to and including February 20, 1922.

Passed January 31, 1922.

Approved February 1, 1922.

Resolution Book 5, Page 300.

No. 38

Whereas, An Ordinance entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", which became a law December 31, 1921, reduced the number of positions as Detectives in the Bureau of Police from 46 to 36 thereby eliminating 10 positions among the Detectives; and,

Whereas, Proper arrangements for the elimination of ten employees in the Detective class in the Bureau of Police could not be satisfactorily ef-

fectured until January 17th, 1922, thereby keeping 10 additional Detectives in the service for several days during the month of January, 1922; Now, Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following named persons who rendered service as Detectives in the Bureau of Police for the number of days in January, 1922, as hereinafter specified, and charge the same to Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to-wit:

Robert E. Bevard, 17 days.....	\$95.97
Edward Dunn, Jr., 17 days.....	95.97
Harry P. McKelvey, 17 days.....	95.97
Jacob F. Isler, 17 days.....	95.97
Charles Rosenblatt, 17 days.....	95.97
Michael A. Ford, 4 days.....	22.58
John L. Librecht, 4 days.....	22.58
Edward Schmerschall, 4 days.....	22.58
John A. Snee, 4 days.....	22.58
Joseph P. Moriarty, 4 days.....	22.58

Passed January 31, 1922, by a two-thirds vote.

Approved February 1, 1922.

Resolution Book 5, Page 300.

No. 39

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of E. M. Hill, in the sum of Eight Hundred Eleven and 71/100 (\$811.71) dollars, or so much of the same as may be necessary in payment for lumber for the Bureau of Highways & Sewers, same to be chargeable to and payable from Code Account 1641.

Passed January 31, 1922, by a two-thirds vote.

Approved February 1, 1922.

Resolution Book 5, Page 301.

No. 40

Whereas, The City of Pittsburgh by Ordinance of Council authorizing the same, purchased various properties,

in addition to properties acquired by condemnation proceedings, the titles to which said properties were examined by the Potter Title and Trust Company and certificates of examination furnished the City of Pittsburgh, and

Whereas, No appropriation was made for the payment of said title examinations for which the Potter Title and Trust Company has presented bills in the sum of \$352.00, Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Potter Title and Trust Company in the sum of \$352.00 and charge the same to Code Account No. 42, Contingent Fund.

Passed January 31, 1922, by a two-thirds vote.

Approved February 1st, 1922.

Resolution Book 5, Page 301.

No. 41

Whereas, on the night of August 6, 1921, Mrs. Letitia Provan, wife of John F. Provan, who lives at No. 1211 Jancey street, was injured by reason of the following—

Mrs. Provan was riding in an automobile along Jancey street. It had recently been raining and there was a large hole in the street which was filled with water. The driver of the car not being able to see the hole, drove the car into it and Mrs. Provan was thrown in the air and injured in falling on the seat of the automobile; and

Whereas, by reason of the injuries, she and her husband have incurred expenses in the sum of Five Hundred Dollars (\$500.00) for medical expenses and help in the house, and will incur other expenses, Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Mrs. Letitia Provan and John F. Provan, her husband, in the sum of Eight Hundred Fifty (\$850.00) Dollars as full compensation for her injuries and expenses in connection therewith, the same to be paid and charged to Appropriation No. 42, Contingent Fund.

Passed January 31, 1922, by a two-thirds vote.

Approved February 1, 1922.

Resolution Book 5, Page 302.

No. 42

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of United States Asphalt Refining Company, in the sum of One Thousand Nine Hundred Forty-seven and 91/100 (\$1,947.91) Dollars, for three (3) cars of Asphalt furnished to the Bureau of Highways and Sewers, Asphalt Division, the same to be chargeable to and payable from Code Account No. 1656.

Passed January 31, 1922, by a two-thirds vote.

Approved February 1, 1922.

Resolution Book 5, Page 302.

No. 43

Whereas, in prosecuting contract No. 5664, Mayor's Office File No. 289, for the construction of foundations for Viaduct No. 2, Boulevard of the Allies, entered into September 23, 1921, with M. O'Herron Company, it became necessary, owing to the nature of the soil encountered, to extend the foundations of a depth considerably greater than shown on the contract plans, and as a result the quantity of work increased to such an extent that it is estimated that the payment of the final estimate for this contract will amount to a sum approximating Fifty Thousand (\$50,000.00) Dollars, and

Whereas, out of the fund of One Million Fifty Thousand (\$1,050,000.00) Dollars, appropriated and set apart from Bond Fund No. 207, by the terms of Ordinance No. 405, Series 1921, approved September 2, 1921, for the improvement of the Boulevard of the Allies, from Grant street to Gist street, etc., the sum of Twenty-eight Thousand (\$28,000.00) Dollars was apportioned and reserved as the estimated cost for the completion of the aforesaid Contract No. 5664, and it therefore, becomes necessary to have made available an additional sum of Twenty-two Thousand (\$22,000.00)

Dollars for the payment of the final estimate for this contract, Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Twenty-two Thousand (\$22,000.00) Dollars from the fund heretofore set apart and appropriated by the terms of Ordinance No. 405, Series 1921, Approved September 2, 1921 from Bond Fund Appropriation No. 207, and credit same for the payment of the final estimate for the completion of Contract No. 5664, Mayor's Office File No. 289, entered into with M. O'Herron Company, for the construction of foundations for Viaduct No. 2, Boulevard of the Allies, and the Mayor and the City Controller be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of completing said contract.

Passed January 31, 1922, by a two-thirds vote.

Approved February 1, 1922.

Resolution Book 5, Page 303.

No. 44

Whereas, The boiler tubes gave out causing a shut-down of the plant at the Tuberculosis Hospital, and

Whereas, this being an emergency it was necessary to have new tubes installed at once on a time and material basis, Therefore, be it

Resolved, That the Controller shall be and he is hereby authorized and directed to transfer the sum of Two Hundred (\$200.00) Dollars from Code Account 1232, Materials, to Code Account 1233, Repairs, Tuberculosis Hospital, Department of Public Health.

Passed January 31, 1922.

Approved February 1, 1922.

Resolution Book 5, Page 303.

No. 45

Whereas, there is a certain balance remaining in the special fund appropriated in 1921 for repairs to the Point Bridge and

Whereas, a portion of these repairs to be done by City forces, have been delayed pending the completion of certain repairs by contract which work should be done previous to the aforesaid repairs, now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to carry over the balance remaining in the 1921 Code Account 1657-M, Repairs to the Point Bridge, in the amount of \$5,077.71 to Code Account 1567-M, Special Reservation for payment of cost of repairs and investigation of Point Bridge, 1922.

Passed January 31, 1922.

Approved February 1, 1922.

Resolution Book 5, Page 304.

No. 46

Whereas, Mildred T. Zimmermann, 7231 Idlewild street, Pittsburgh, Pa., desires to redeem the property formerly owned by her, located on Meade street, between Braddock and Brush-ton avenues, in the Crystal Place, 14th Ward, for the sum of \$804.47 which covers city assessments, taxes, costs, interest, deed, etc., property bounded and described as follows:

Beginning on Meade street, at a point 108.85 feet from the southwest corner of Braddock avenue and Meade street, thence extending 50 feet westwardly to lot No. 60, in said plan, thence southwardly 140 feet to Cygent way, thence 50 feet eastwardly to lot No. 63, thence northwardly 140 feet to Meade street, the place of beginning, the same being lots Nos. 61 and 62, in Crystal Place Plan. Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Mildred T. Zimmerman, for the sum of \$804.47.

Passed January 31, 1922.

Approved February 1, 1922.

Resolution Book 5, Page 304.

No. 47

Whereas, Under Article Eight, Section One, of an Act of Assembly, approved the seventh day of March 1901, which provides inter alia as follows

that "the Controller shall at the end of each fiscal year, or oftener, if so required by Councils, and also upon the death, resignation, removal or expiration of the term of any official, audit, examine, and settle the accounts of such officer". Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and empowered to employ certified public accountants to make the said audits and to examine and settle the accounts of such officers at an expense not to exceed Twenty-five Hundred (\$2,500.00) Dollars, to be charged against Appropriation No. 43, Finance.

Passed January 31, 1922.

Approved February 1, 1922.

Resolution Book 5, Page 304.

No. 48

Whereas, A meter has been installed at premises of James T. Lutton, 1707-09-11-13 Penn avenue, Second Ward, Pittsburgh, Pa., and for water used in said premises would be \$214.63, and meter readings at the current rates for the six quarters show a use of water in the sum of \$433.86, or an increase in the charge for the water for said six quarters of \$219.23, and,

Whereas, It appears that the charge for water would work a great hardship upon the owner of the said property, Therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed to issue an exoneration to the said James T. Lutton on account of said charge for water in the sum of \$109.61, being 50 per cent of the excess meter rate over the former flat rate.

Passed January 31, 1922.

Approved February 7, 1922.

Resolution Book 5, Page 305.

No. 49

Whereas, A meter has been installed at premises of Walter R. Pringle, 2836 Center avenue, Fifth Ward, Pittsburgh, Pa., and

Whereas, It appears that the flat rate for seven quarters for water used in said premises would be \$23.63, and meter readings at the current rates for seven quarters show a use of water in the sum of \$305.98, or an increase in the charge for the water for said seven quarters of \$282.35, and,

Whereas, It appears that the charge for water would work a great hardship upon the owner of the said property. Therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed to issue an exoneration to the said Walter R. Pringle on account of said charge for water in the sum of \$141.18, being 50 per cent of the excess meter rate over the former flat rate.

Passed January 31, 1922.

Approved February 7, 1922.

Resolution Book 5, Page 305.

No. 50

Whereas, Warrant No. 26129, dated December 31st, 1919, drawn to the order of the Dayton Rubber Manufacturing Company of Dayton, Ohio, in the sum of \$755.97 has been lost and has not been paid or presented for payment, Therefore, be it

Resolved, That the Mayor be authorized and directed to issue, and the City Controller to countersign a duplicate warrant in favor of the Dayton Rubber Manufacturing Company in the sum of \$755.97 and charge the same to Appropriation No. 1165, provided the said Dayton Rubber Manufacturing Company file a bond with the Controller in the sum of \$800.00.

Passed February 6, 1922, by a two-thirds vote.

Approved February 7, 1922.

Resolution Book 5, Page 306.

No. 51

Whereas, Warrant No. 21628, dated January 29, 1921, drawn to the order of the United States Rubber Company, Pittsburgh, Pa., in the sum of \$51.64 has been lost and has not been

paid or presented for payment, Therefore, be it

Resolved, That the Mayor be authorized and directed to issue and the City Controller to countersign a duplicate warrant in favor of the United States Rubber Company in the sum of \$51.64, and charge the same to Appropriation No. 1635, 1920.

Passed February 6, 1920, by a two-thirds vote.

Approved February 7, 1922.

Resolution Book 5, Page 306.

No. 52

Whereas, Ordinance No. 383, approved August 28, 1921, authorized and directed the Mayor and the Director of the Department of Public Works to execute and deliver an agreement with the Pittsburgh & Lake Erie Railroad Company for the purchase by the City of Pittsburgh of certain property in the Seventeenth Ward, and authorized the Mayor and the City Controller to issue and countersign a warrant in favor of the Pittsburgh & Lake Erie Railroad Company in the sum of Twelve Thousand (\$12,000.00) Dollars, drawn on Appropriation No. 1591, Restoration of Bigelow boulevard, and

Whereas, the balance available in Appropriation No. 1591 is approximately Nine Thousand Five Hundred (\$9,500.00) Dollars, which is not sufficient to carry out the authorization for a warrant in the sum of Twelve Thousand (\$12,000.00) Dollars, and

Whereas, there is available in Appropriation No. 210, proceeds of the sale of Carson Street East Improvement Bonds, a sum in excess of Two Thousand Five Hundred (\$2,500.00) Dollars, now therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized to transfer the sum of Nine Thousand Five Hundred (\$9,500.00) Dollars from Appropriation No. 1591, Restoration of Bigelow boulevard, to Appropriation No. 210, proceeds of the sale of Carson Street East Improvement Bonds, and the Mayor and City Controller shall be and are hereby authorized and directed respectively to issue and countersign a warrant drawn on Appropriation No. 210, proceeds of the sale of Carson Street East Improvement Bonds, in

favor of the Pittsburgh & Lake Erie Railroad Company, in the sum of Twelve Thousand (\$12,000.00) Dollars, in lieu of a warrant drawn on Appropriation No. 1591, Restoration of Bigelow boulevard, as provided for in Ordinance No. 383, approved August 28, 1921.

Passed February 6, 1922, by a two-thirds vote.

Approved February 7, 1922.

Resolution Book 5, Page 306.

No. 53

Whereas, it became necessary to make immediate emergency repairs involving the furnishing of a New High Pressure Cylinder Liner for Pumping Engine No. 5 at Brilliant Pumping Station, and

Whereas, it being impossible to procure the repair part from any other source, except the Allis-Chalmers Mfg. Company, Makers, the said Company was directed to furnish the necessary part and accessories at the earliest possible date, Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Allis-Chalmers Manufacturing Company in the sum of One Thousand, Six Hundred, Seventy-nine and no/100 Dollars (\$1679.00) same being payment in full for all work of making, furnishing and delivering above repair part. To be paid out of Water Bonds Appropriation No. 203-C.

Passed February 14, 1922, by a two-thirds vote.

Approved February 15, 1922.

Resolution Book 5, Page 307.

No. 54

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Thomas Cronin Company for the sum of Fourteen Thousand Ninety-eight Dollars and two cents (\$14,098.02), and charge the same to Appropriation No. 203, Water Bonds, Series "A" 1919, said amount being in full for labor and

material furnished incident to the lowering, raising and laying of 24-inch Cast Iron Water Pipe Line on East Ohio street, from May 11th, 1921 to October 15th, 1921.

Passed February 14, 1922, by a two-thirds vote.

Approved February 15, 1922.

Resolution Book 5, Page 307.

No. 55

Whereas, in the execution of the contract between the City of Pittsburgh and the Fort Pitt Bridge Works of Pittsburgh, Pa., for the Reconstruction of Island Avenue Bridge contract No. 1, it was necessary to do certain additional work not provided for in the contract and to pay for the cost of same as extra work. Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Fort Pitt Bridge Works of Pittsburgh, Pa., for the sum of Two Thousand Five Hundred and Seventy-seven (\$2,577.00) Dollars for extra work done on said contract for the Reconstruction of the Island Avenue Bridge and charge the same to Appropriation 219, Island Avenue Bridge, 1919 Bond Fund.

Passed February 14, 1922, by a two-thirds vote.

Approved February 15, 1922.

Resolution Book 5, Page 308.

No. 56

Whereas, in the execution of the contract between the City of Pittsburgh and the Pittsburgh Testing Laboratory for the shop inspection of the structural steel for the Island Avenue Bridge, it was necessary to do certain additional work not provided for in the contract and to pay for the cost of same as extra work. Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Pittsburgh Testing Laboratory for the sum of Sixteen Dollars and Eighteen

Cents (\$16.18) for extra work done on said contract for the shop inspection of the structural steel for the Island Avenue Bridge and charge the same to Appropriation 219, Island Avenue Bridge, 1919 Bond Fund.

Passed February 14, 1922, by a two-thirds vote.

Approved February 15, 1922.

Resolution Book 5, Page 308.

No. 57

Whereas, The North Pole Ice Company, 1218 West Carson street has offered the City of Pittsburgh the sum of \$900.00 for lot No. 34 in J. C. Dick et al Plan located on the corner of Rebecca and Rosetta streets, 10th Ward, City, bounded and described as follows:

Beginning on the Northwest side of Rebecca street at the corner of Rosetta street, thence extending south-westwardly 30.12 feet to lot No. 33 in said plan, thence northwestwardly 96.79 feet to a 20 foot alley, thence northeastwardly 5 feet to Rosetta street, thence eastwardly 100 feet to the corner of Rosetta and Rebecca streets the place of beginning.

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to the North Pole Ice Company for the sum of \$900.00.

Passed February 14, 1922.

Approved February 15, 1922.

Resolution Book 5, Page 308.

No. 58

Whereas, in connection with the execution of the contract between the City of Pittsburgh and the Cyclone Fence Company, contractors for the construction of fence on Fulton Street Playgrounds, it was found necessary to do certain extra work which was not included in the contract and specifications for said work, and could not be allowed under the terms of said contract, and

Whereas, the said extra work in connection with the construction of

fence on Fulton Street Playgrounds as per extra work order approved January 19th, 1922, was properly executed, amounting to Twenty-nine and 33/100 Dollars (\$29.33), as per bill accompanying the final estimate, now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Cyclone Fence Company for the sum of Twenty-nine and 33/100 Dollars (\$29.33) for extra work done on the contract for the construction of fence on Fulton Street Playgrounds, and charge the same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Passed February 14, 1922, by a two-thirds vote.

Approved February 15, 1922.

Resolution Book 5, Page 309.

No. 59

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Animal League of Pittsburgh for the sum of \$1,071.03 covering work done during the month of January, 1922, and charge the same to Code Account No. 1460, Item B, Miscellaneous Services, Dog Pound, Bureau of Police.

Passed February 14, 1922, by a two-thirds vote.

Pittsburgh, February 27, 1922.

I do hereby certify that the foregoing resolution, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval, on February 15, 1922, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon the same became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN,
Clerk of Council.

Resolution Book 5, Page 309.

No. 60

Whereas, A club known as the Ormsby Basketball team has been

playing basketball games in the Southside Market House, and in order to do so were compelled to scrape the floor, install cages, etc.; and

Whereas, Said club has been charged the same fee as other clubs using the hall, and in view of the fact that the members have been put to considerable expense to make the hall suitable for playing said games, they believe some concession should be made to them; Therefore, be it

Resolved, That the Superintendent of the Bureau of City Property be and he is hereby authorized and directed to rent the said South Side Market Hall to the Ormsby Basketball team every Wednesday night for a period of about 15 weeks at the rate of \$20.00 per night.

Passed February 14, 1922.

Pittsburgh, February 27, 1922.

I do hereby certify that the foregoing resolution, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval, on February 15, 1922, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon the same became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN,
Clerk of Council.

Resolution Book 5, Page 310.

No. 61

Whereas, In the George A. Cochran, Jr. Company contract for the construction and erection of carpenter shop, machine shop, paint shop, elevator tower, steel brackets, etc., City Garage, Exposition Building, there was extra work in the amount of \$400.00 caused by reflooring of gallery under exposition booths which were not removed before the contract was let and which work was done by the George A. Cochran, Jr. Company, and

Whereas, There are sufficient funds in Contract No. 1109, Code Account No. 1039 to meet this payment for extra work, Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to

issue and the City Controller to countersign a warrant in the amount of Four Hundred (\$400.00) Dollars in favor of the George A. Cochrane, Jr. Company for extra work in the contract for the construction and erection of carpenter shop, machine shop, paint shop, elevator tower, steel brackets, etc., City Garage, Exposition Building and charge same to Contract No. 1109, Code Account No. 1039.

Passed February 20, 1922, by a two-thirds vote.

Approved March 1, 1922.

Resolution Book 5, Page 310.

No. 62

Whereas, On July 7, 1921, William Leopold, a minor two and one-half years of age, was playing in front of his home at No. 3921 Portman street, Pittsburgh, Pa., and while at play ran against the railing on a boardwalk which went over with him, breaking his right collar-bone and inflicting other injuries; and,

Whereas, by reason of the said accident, William Leopold, the father of the boy, was put to the expense of engaging physicians to take care of his boy, who was confined to his home for six weeks; and,

Whereas, the father of said boy is willing to settle the claim that he has by reason of the said injuries for the sum of One Hundred (\$100.00) Dollars; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of William Leopold for the sum of One Hundred Dollars (\$100.00), in full settlement of any and all claims for damages which he might have against the City of Pittsburgh arising out of said accident, and charge the same to Code Account No. 42, Contingent Fund.

Passed February 20, 1922, by a two-thirds vote.

Approved March 1, 1922.

Resolution Book 5, Page 311.

No. 63

Resolved, That the Mayor be and he is hereby authorized and directed

to issue, and the City Controller to countersign, a warrant in favor of Ludlow Valve Mfg. Company in the sum of six hundred thirty-four and 32/100 (\$634.32) dollars for Hydraulic Cylinder parts furnished Brilliant Pumping Station, same to be chargeable to and payable from Code Account 1756.

Passed February 20, 1922, by a two-thirds vote.

Approved March 1, 1922.

Resolution Book 5, Page 311.

No. 64

Resolved, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to employ a Consulting Engineer or Engineers to examine and report upon the condition and need of replacement of the Penn. Shady, Highland and Negley avenue bridges over the Pennsylvania Railroad, and further, be it

Resolved, That for the payment of the cost thereof the sum of \$1,500 or so much thereof as may be necessary, be and the same is hereby set apart and appropriated from Code Account 42, Contingent Fund, and the Mayor and the Controller are authorized and directed respectively, to issue and countersign warrants on said fund in payment of the cost of said work.

Passed February 20, 1922, by a two-thirds vote.

Approved March 1, 1922.

Resolution Book 5, Page 312.

No. 65

Whereas, in order to improve and insure proper testing of construction materials for use of the Bureau of Engineering by the Bureau of Tests, it is deemed advisable to provide for the installation of a seasoning trough. Now, therefore, be it

Resolved, That the Director of the Department of Public Works shall be and he is hereby authorized and directed to install a seasoning trough at Herron Hill Laboratory, Bureau of Tests, at a cost not to exceed One Hundred (\$100.00) Dollars, and to pur-

chase the necessary materials through the Department of Supplies, and perform the necessary work by regular employes of the Division of Bridges, Bureau of Engineering, and Further be it

Resolved, that the cost thereof shall be made chargeable to Code Account No. 1517-M, Bureau of Engineering, Department of Public Works.

Passed February 20, 1922.

Approved March 1, 1922.

Resolution Book 5, Page 312.

No. 66

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Charles Johnston, for the sum of \$24.60 covering monies expended by him in securing evidence against persons for illegal liquor selling, and charge the same to Code Account No. 42, Contingent Fund.

Passed February 27, 1922, by a two-thirds vote.

Approved March 1, 1922.

Resolution Book 5, Page 312.

No. 67

Whereas, The water meter of the Atlantic Land Co. at 419-33 Melwood avenue, Fifth Ward was over read to the amount of One Hundred and Forty-three and 82/100 (\$143.82) Dollars; and

Whereas, The Board of Water Assessors on February 14, 1922 issued the attached exoneration for One Hundred Forty-three and 82/100 Dollars (\$143.82) to adjust the charge; and

Whereas, The water rent was paid prior to the issuance of said exoneration; therefore, be it

Resolved, That the Mayor be, and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Atlantic Land Co. in the sum of One Hundred Forty-three and 82/100 (\$143.82) Dollars on account of refunding over paid water rent on property at 419-33 Melwood avenue,

Fifth Ward, and charge same to Appropriation No. 41 Refunding Taxes and Water Rent.

Passed February 27, 1922, by a two-thirds vote.

Approved March 1, 1922.

Resolution Book 5, Page 313.

No. 68

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Ludlow Valve Manufacturing Company, in the sum of Four Thousand, One Hundred Ninety-two and Forty Hundredths (\$4,192.40) Dollars, or so much of the same as may be necessary for the furnishing of the Gate Valves, Fire Hydrants and Parts, for the Meter Division of the Bureau of Water, the same to be chargeable to and payable from the following Code Accounts:

C. A. 203-C	\$3,494.60
C. A. 1764	697.80

Passed February 27, 1922, by a two-thirds vote.

Approved March 1, 1922.

Resolution Book 5, Page 313.

No. 69

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of W. C. Patton for the sum of \$550.00 for damage to motorcycle with a double sidecar which was run into by chemical motor truck attached to Engine Company No. 21, in Proctor Way on August 1, 1921, and charge same to Appropriation No. 42, Contingent Fund.

Passed February 27, 1922, by a two-thirds vote.

Approved March 1, 1922.

Resolution Book 5, Page 313.

No. 70

Whereas, Antes L. Snyder, Special Construction Engineer, Bureau of En-

gineering, D. P. W., received a scalp wound as a result of an accident which occurred Thursday morning, January 26th, 1922, while inspecting the condition of Bigelow Boulevard Wall, said injury necessitating the procurement of immediate medical services costing the aggregate amount of Fifteen and one-half (\$15.50) Dollars; therefore, be it

Resolved, That the Mayor and the City Controller be and they are hereby authorized and directed respectively to issue and countersign warrants in favor of J. W. Robinson, M. D. in the amount of \$14.00 and the Mercy Hospital in the amount of \$1.50, and charge same to Code Account No. 44-M, Compensation Fund.

Passed February 27, 1922, by a two-thirds vote.

Approved March 1, 1922.

Resolution Book 5, Page 314.

No. 71

Whereas, Certain claims exist for taxes and water rents in arrears due the City of Pittsburgh, in the amounts hereinafter stated by the Church in the name as hereinafter set forth; and

Whereas, The Council of the City of Pittsburgh desires to accept an offer made by the present owners of the property affected in the amount of fifty (50%) per cent of the face of the claim of the City, exclusive of penalty, interest and costs; now, therefore, be it

Resolved, That the City Solicitor be and he is hereby directed, upon the payment of 50% of the face of the claim to satisfy the record as hereinafter set forth and the City Treasurer is hereby directed to accept and receipt in full for the amount hereinafter set forth in such cases where no lien has been filed of record the amounts to be paid to be 50% of the face of the claim, without any payment of penalty, or interest, and the costs where a lien has been filed to be paid by the City of Pittsburgh, provided that payment is made within thirty days after the passage of this resolution, such amounts so payable being as follows:

Against the A. M. E. Church,
at No. 3669 January Term,
1914\$ 15.83

At No. 267 April Term, 1916.... 13.23
At No. 290 April Term, 1917..... 97.89
At No. 359 April Term, 1918..... 14.62
At No. 305 January Term, 1920.... 16.22
At No. 262 January Term, 1921.... 15.25
At No. 265 January Term, 1922.... 12.76

\$15.77, taxes for the year 1920,
and \$16.60, taxes for the
year 1921;

Against the African M. E.
Church, at No. 3676 January
Term, 1914\$223.40

At No. 274 April Term, 1916..... 242.19
At No. 295 April Term, 1917..... 148.59
At No. 360 April Term, 1918..... 255.72
At No. 306 January Term, 1920 273.79
At No. 263 January Term, 1921 258.99
At No. 266 January Term, 1922 195.10

\$196.81, taxes for the year 1919;
\$238.17, taxes for the year
1920 and \$250.70, taxes for
the year 1921.

Against the Bethel A. M. E.
Church, at No. 108 January
Term, 1920\$ 57.74

At No. 93 January Term, 1921 56.32

\$70.83, taxes for the year 1920
and \$73.65, taxes for the year
year 1921.

Against the African M. E.
Church, at No. 124 April Term,
1918\$ 28.28

At No. 107 January Term, 1920 31.16

\$34.68, taxes for the year 1919;

At No. 92 January Term, 1921, 29.46

\$27.74, taxes for the year 1920,
and \$42.45, taxes for the year
1921.

Passed February 27, 1922.

Pittsburgh, March 13th, 1922.

I do hereby certify that the foregoing resolution, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval, on March 1, 1922, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon the same became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN
Clerk of Council

Resolution Book 5, Page 314.

No. 72

Whereas, in the execution of the contract between the City of Pittsburgh and the American Bridge Co. for the Boulevard of the Allies, Viaduct No. 2—Construction and Erection of the structural steel, Contract No. 8, it was necessary to do certain additional work not provided for in the contract and to pay for the cost of same as extra work, Now, Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the American Bridge Company for the sum of Nine Hundred Ninety-five (\$995.00) Dollars for extra work done on said contract for the Boulevard of the Allies, Viaduct No. 2—Construction and Erection of the structural steel—Contract No. 8, and charge the same to No. 207 Bond 1919.

Passed March 6, 1922, by a two-thirds vote.

Approved March 13, 1922.

Resolution Book 5, Page 315.

No. 73

Whereas, it appears that one J. M. Angle, on September 21, 1921, posted with the Police Magistrate at North Side Police Station, Pittsburgh, Pa., Thirty Dollars (\$30.00), for the appearance of his wife, Laura E. Angle, at such time as she was physically able to appear, to answer a charge pending against her, and that she was never able to appear, but ended her life by suicide on December 23, 1921; and,

Whereas, under a misapprehension of the existing facts, said Thirty Dollars (\$30.00) was declared forfeited and paid into the City Treasury by the Police Magistrate; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of J. M. Angle for the sum of Thirty Dollars (\$30.00) as a refund for the forfeit as aforesaid, and charge the same to Code Account No. 42, Contingent Fund.

Passed March 6, 1922, by a two-thirds vote.

Approved March 13, 1922.

Resolution Book 5, Page 315.

No. 74

Whereas, In making up the budget for 1922, Council appropriated for eleven units of the National Guard of Pennsylvania, located within the City, and

Whereas, There are twelve units and it will require an additional sum of \$500.00; Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$500 from Code Account No. 42, Contingent Fund, to Code Account No. 90, National Guards of Pennsylvania.

Passed March 6, 1922.

Approved March 13, 1922.

Resolution Book 5, Page 316.

No. 75

Whereas, on June 13, 1921, Stanley Kozakowski was struck by an automobile owned by the City of Pittsburgh and driven by Thomas L. McMahon, an employee of the Bureau of Recreation, at the corner of Fifth avenue and Brady street, and by reason of such collision was severally injured; and,

Whereas, by reason of said accident said Stanley Kozakowski was confined to the Mercy Hospital for one month, and is still walking with a crutch and cannot perform any manual labor; and,

Whereas, said Stanley Kozakowski is willing to settle the claim that he has by reason of said injuries for the sum of Four Hundred (\$400.00); therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Stanley Kozakowski for the sum of Four Hundred Dollars (\$400.00), in full settlement of any and all claims for damages which he might have against the City of Pittsburgh arising out of said accident, and charge the same to Code Account No. 42, Contingent Fund.

Passed February 27, 1922, by a two-thirds vote.

Pittsburgh, March 13, 1922.

I do hereby certify that the foregoing resolution, duly engrossed and

certified, was delivered by me to the Mayor for his approval or disapproval, on March 1, 1922, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon it became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN,
Clerk of Council.

Resolution Book 5, Page 316.

No. 76

Whereas, the City of Pittsburgh entered into a contract with Booth & Flinn, Ltd., for the grading, regrading, paving, repaving and otherwise improving of Second avenue, from Liberty avenue to Grant street, said contract having been countersigned by the City Controller July 6th, 1920, and being No. 214, Controller's office file, and,

Whereas, the said contract is payable out of assessments against properties especially benefited thereby, the City's share of said cost being payable out of a special bond issue authorized therefor; and,

Whereas, said contract was substantially completed on August 15, 1921, with the exception of certain work on the line of Second avenue, as widened, between Ferry street and Blockhouse way, which work could not and cannot now be prosecuted, pending a decision by the Public Service Commission of the State of Pennsylvania, and

Whereas, a final estimate cannot be issued to the said contractor, Booth & Flinn, Ltd., for said work until the contract has been completed in its entirety; Now Therefore, be it

Resolved, That the City Controller is hereby authorized and directed to credit said Booth & Flinn, Ltd., on the final estimate for this work, when and as issued, with interest at the rate of six (6%) percent per annum on the amount of \$111,256.27, same being the unpaid balance due them for the work completed to date of August 15th, 1921, said interest to accrue from date of August 15th, 1921.

Passed March 13, 1922, by a two-thirds vote.

Approved March 16, 1922.

Resolution Book 5, Page 317.

No. 77

Whereas, W. H. Heselbarth & Sons, Agents for Ira B. Kennel, on March 15, 1919 paid to the City Treasurer the 1919 City taxes assessed in the name of Frederick Kennel, in the Twentieth Ward, Pittsburgh, in the sum of \$39.17, and on February 28, 1920, paid upon the same premises the sum of \$46.75, City taxes for the year 1920, said payment aggregating \$85.92; and,

Whereas, said payments were made in error, it being intended to make payment of the City taxes for 1919 and 1920, upon property in the same Ward, assessed in the name of Ida B. Kennel; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of W. H. Heselbarth & Sons, Agents for Ida B. Kennel, in the sum of Eighty-five Dollars and ninety-two cents (\$85.92), as a refund of the taxes paid as above set forth, and charge the same to Appropriation No. 41, Refunds on taxes and water rents.

Passed March 13, 1922, by a two-thirds vote.

Approved March 16, 1922.

Resolution Book 5, Page 317.

No. 78

Whereas, in connection with the execution of the Contract between the City of Pittsburgh and Frank Mannella for the construction of a public sewer on Drake way and Wellesley avenue, from a point about 70 feet north of Springer way to the existing sewer on Wellesley avenue at Highview street; and

Whereas, it is found necessary to do certain extra work which was not included in the contract and Specifications for said work and could not be allowed under the terms of said contract covering the allowance for extra work and the prices of material, amounting to \$40.00 as per bill accompanying Final Estimate, Now therefore, be it

Resolved, That said extras as herein set forth and certified to by the Department of Public Works be approved and the City Controller is hereby authorized and directed to charge same as part of the cost of said improvement.

Passed March 13, 1922, by a two-thirds vote.

Approved March 16, 1922.

Resolution Book 5, Page 318.

No. 79

Whereas, August Kopp and Catherine Kopp of No. 52 Venture street, offer the City of Pittsburgh the sum of \$500.00 for Lots Nos. 31 and 32 in Wm. Stewart's Plan located on Venture street, 26th Ward, City, bounded and described as follows: Beginning on the north side of Venture street at the corner of Lot No. 30 in said plan, thence extending eastwardly 50 feet to Lot No. 33 in said plan, thence northwardly 120 feet to Cherryfield street, thence westwardly 50 feet to Lot No. 30, thence southwardly 120 feet to Venture street, the place of beginning. Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to August Kopp and Catherine Kopp for the sum of \$500.00.

Passed March 13, 1922.

Approved March 16, 1922.

Resolution Book 5, Page 318.

No. 80

Resolved, That the Mayor be and is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Animal Rescue League of Pittsburgh for the sum of \$1,096.98 covering work done during the month of February, 1922, and charge the same to Code Account No. 1460, Item B, Miscellaneous Services, Dog Pound, Bureau of Police.

Passed March 20, 1922, by a two-thirds vote.

Approved March 22, 1922.

Resolution Book 5, Page 318.

No. 81

Resolved, That the Mayor be and he is hereby authorized and directed

to issue, and the City Controller to countersign a warrant in favor of J. P. Clancey, District Commissioner in the Bureau of Police, for the sum of \$19.45 covering expenses incurred securing evidence against violators of the law for illegal liquor selling, and charge the same to Code Account No. 42, Contingent Fund.

Passed March 20, 1922, by a two-thirds vote.

Approved March 22, 1922.

Resolution Book 5, Page 319.

No. 82

Whereas, in making an assessment upon the property of Stewart A. Davis, located at 5761 Bartlett street for the year 1921, an error was made in calculating the value of his garage at Six Thousand (\$6,000.00) Dollars, instead of Six Hundred (\$600.00) Dollars, and

Whereas, this resulted in an overpayment by Mr. Davis of fourteen mills on a valuation of \$5,400.00, or \$75.60 less two per cent. discount, a net over-payment of (\$74.09). Now therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Stewart A. Davis in the amount of \$74.09, to be charged to Appropriation Number 41, Refunds of Taxes and Water Rents.

Passed March 20, 1922, by a two-thirds vote.

Approved March 22, 1922.

Resolution Book 5, Page 319.

No. 83

Whereas, the below named parties having, by the Department of Public Works, been issued street opening permits during the year 1919 to 1922, inclusive, which permits were duly paid for and for various reasons not used, no street opening having been made; Now, therefore, be it

Resolved, That the Mayor and the City Controller be and are hereby authorized and directed to issue and

countersign warrants to the following parties for the amount set opposite each name, and the total amount, or \$475.00, be charged to Appropriation No. 42, Contingent Fund.

Equitable Gas Co.	\$ 18.00
Ally. Htg. Co.	7.00
J. Glasspool	11.00
S. M. Dick	28.00
Thomas Flanigan	3.50
McConnell Plbg. Co.	3.50
Beurkle Plbg. Co.	17.50
Thomas Brown Co.	14.00
Hendler & Lang	10.50
W. L. Gray	14.00
W. N. Sauer Plbg. Co.	11.00
R. J. McMeekin	11.00
J. F. Driscoll	10.50
C. A. Fisher	11.00
A. J. Fruend	4.00
H. A. Knauff	3.50
Anton Hartman	4.00
McFadden & Craig Co.	21.50
Moss & Blakeley	7.00
A. H. Rinne	3.50
Stinson & Kennedy	7.00
Barr Bros.	7.00
A. J. Deer Co.	10.50
Raehn & Co.	2.50
G. W. McKay	10.50
John J. Gordon	7.00
T. Toner Barr	14.00
Bell Tele. Co.	44.00
Peoples Gas Co.	4.00
Mfgs. L. & H. Co.	28.50
Duquesne Light Co.	17.50
Pgh. Railways Co.	14.00
Baldauf & Reubel	10.50
T. W. Hutchinson	10.50
Knoxville Plbg. Co.	3.50
Wm. Lafferty Co.	10.50
Mfg. Dist. Co.	14.50
W. D. Klemm	10.50
Edw. Murphy	2.50
Sam Tolly	11.00
F. J. Hanley	10.50
Deely & Holt	10.50

Total\$475.00

Passed March 20, 1922, by a two-thirds vote.

Approved March 22, 1922.

Resolution Book 5, Page 319.

No. 84

Whereas, Marion W. Hall and Clara Hall, his wife, residing at No. 193 Nimick street, Pittsburgh, are the owners of certain real estate located on Nimick street, in the Thirteenth Ward of said City, being lot numbered 193 in a plan of lots called "North Wilkinsburg Sub-division", laid out by

George S. Martin and of record in the Recorder's Office of Allegheny County in Plan Book, Vol. 13, Pages 32 and 33, and bounded and described as follows, to-wit:

Beginning on the southerly side of Nimick street at a point westwardly 92 feet from the southwest corner of Maplewood avenue and Nimick street; thence along the line of said Nimick street Westwardly, 23 feet more or less to the line of Lot No. 194; thence along the line of said Lot No. 194, southwardly 110 feet more or less to the line of an unnamed alley ten (10) feet wide; thence along the line of said unnamed alley eastwardly twenty-three (23) feet more or less to line of Lot No. 192; thence along the line of Lot No. 192, 110 feet more or less to the place of beginning; and,

Whereas, the City of Pittsburgh, on April 6, 1909, filed a lien against said property for the construction of a sewer on Fahnstock avenue, at M. L. D. No. 6 Third Term, 1909, and filed the same against a certain S. B. Frey as alleged owner thereof, and thereafter, at Sheriff's sale under said lien, the City of Pittsburgh purchased the same by Sheriff's deed as recorded in Deed Book Vol. 1745, Page 155, for the amount of judgment and costs of said lien, to-wit: the sum of \$102.23; and

Whereas, the said Marion W. Hall and Clara Hall, his wife, are willing to pay to said City of Pittsburgh said sum of \$102.23; therefore, be it

Resolved, That the Mayor of the City of Pittsburgh be and he is hereby authorized and directed to make, execute and deliver a deed for the above described property to Marion W. Hall and Clara Hall, his wife, for the sum of One Hundred Two and 23/100 (\$102.23) Dollars, conveying to them all the right, title and interest of the City of Pittsburgh in the above described property.

Passed March 20, 1922.

Approved March 22, 1922.

Resolution Book 5, Page 321.

No. 85

Whereas, A certain lease for property used for stables and headquarters by the Bureau of Highways and Sewers, situate on Bingham street,

and owned by Magdalena Rahe, will expire on April 30th, 1922 and there has been submitted a certain lease from George A. Jones, Agent for Magdalena Rahe, for the said property, for a further term of one (1) year.

Resolved, By the Council of the City of Pittsburgh that the lease for that certain property abutting on Bingham street and known as Numbers 612 and 614 Bingham street, in the 17th Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, made by George A. Jones, Agent for Magdalena Rahe, to the City of Pittsburgh for a term of one (1) year beginning May 1, 1922, at an annual rental of One Thousand Five Hundred dollars (\$1,500.00) payable monthly at the rate of One Hundred Twenty-five Dollars (\$125.00) per month, shall be and the same is hereby approved, the payment of the said rental for the current fiscal year to be made from Appropriation No. 1613, Miscellaneous Services, Stables and Yards, Bureau of Highways and Sewers.

Passed March 20, 1922.

Approved March 27, 1922.

Resolution Book 22, Page 321.

No. 86

Whereas, A certain lease for property used for yard purposes in conjunction with the adjoining stables and division headquarters situate on Bingham street and owned by the Magdalena Rahe, used and occupied by the Bureau of Highways and Sewers, will expire on April 30th, 1922; and there has been submitted a certain lease from George A. Jones, Agent for Magdalena Rahe, for the said property for a further term of one (1) year.

Resolved, By the Council of the City of Pittsburgh that the lease for all that certain yard about 72 feet frontage by 50 feet in depth, situate on Bingham street between Sixth street and Seventh street, in the 17th Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, made by George A. Jones, Agent for Magdalena Rahe, to the City of Pittsburgh for a term of One (1) year beginning May 1, 1922, at an annual rental of One Thousand Five Hundred Dollars (\$1,500.00), payable monthly at the rate of One Hundred Twenty-five Dollars (\$125.00) per month, shall

be and the same is hereby approved, the payment of the said rental for the current fiscal year to be made from Appropriation No. 1613, Miscellaneous Services, Stables and Yards, Bureau of Highways and Sewers.

Passed March 20, 1922.

Approved March 22, 1922.

Resolution Book 5, Page 322.

No. 87

Whereas, the City of Pittsburgh as owner of a lot in the Thirteenth Ward, City of Pittsburgh, fronting Sixty-five and fourteen hundredths (65.14) feet and averaging Ninety-seven (97) feet in depth on Frankstown avenue, at the corner of Wheeler street, sold same at public auction on November 30, 1920, to Joseph Wallace, for Seventy-two hundred dollars (\$7,200.00), which sum has been paid and deed delivered with clause of special warranty; and,

Whereas, there was at the time County taxes against the same for the years 1913, 1914, 1915, 1916, 1917, 1918, 1919 and 1920, all of which are entered as liens excepting for the years 1919 and 1920, which together with cost of satisfaction aggregates Two Hundred Five Dollars and Sixty-one Cents (\$205.61), which the said Joseph Wallace claims the City should pay, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Joseph Wallace for the sum of Two Hundred Five Dollars and sixty-one cents (\$205.61), for the purpose of making payment of the above recited taxes, and charge the same to Appropriation No. 41, Refunds on taxes and water rents.

Passed March 13, 1922, by a two-thirds vote. w

Pittsburgh, March 27th, 1922.

I do hereby certify that the foregoing resolution, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 27th day of March A. D. 1922.

E. J. MARTIN,
Clerk of Council.

Resolution Book 5, Page 322.

No. 88

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of The Ludlow Valve Mfg. Company, in the sum of Two Thousand Two Hundred Five (\$2,205.00) Dollars, or so much of the same as may be necessary for the furnishing of Gate Valves, Fire Hydrants and Parts, for Bureau of Water, the same to be chargeable to and payable from Code Account 203-C.

Passed March 27, 1922, by a two-thirds vote.

Approved March 29, 1922.

Resolution Book 5, Page 323.

No. 89

Whereas the condition of the Railroad Siding between Ross and Aspinwall Pumping Stations became such that derailments of the P. R. R. Equipment were of frequent occurrence, involving considerable expense, and that portion of the Siding built on the trestle had become dangerous due to burning out of several trestle bents. The P. R. R. Company had notified the City that unless necessary repairs were made, they would refuse to run their locomotives over this siding. Therefore, it became imperative that this siding be put in such condition that the P. R. R. Co. would be satisfied as to its safety. This work was done by city force under supervision of P. R. R. Company and with material furnished by P. R. R. Company and has now been declared by the above Company to be in first-class condition. Therefore be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Pennsylvania Railroad Company in the sum of Three Thousand, Eight Hundred, Ten Dollars and Thirty Two Cents (\$3,810.32), same being payment in full for material and supervision necessary to restore the Ross-Aspinwall Pumping Station Siding to a good and safe condition in accordance with the requirements of the Pennsylvania Railroad Company. To be paid out of Water Bonds Appropriation No. 203-C.

Passed March 27, 1922, by a two-thirds vote.

Approved March 29, 1922.

Resolution Book 5, Page 323.

No. 90

Whereas, in connection with the execution of the contract between the City of Pittsburgh and Thos. Cronin Company for the grading, regrading, paving, repaving and otherwise improving of East Ohio street, from Heinz street to the line dividing the City and the Borough of Millvale, it was necessary to do certain extra work which was not included in the contract and specifications for said improvement and could not be allowed under the terms of said contract governing the allowance of extra work and the prices of material, amounting to \$60,020.57, as per bill accompany the final estimate; Now, therefore, be it

Resolved, That the said extras, amounting to \$60,020.57, as herein set forth, certified by the Department of Public Works, be approved, and the City Controller is authorized and directed to charge the same as part of the cost of said improvement.

Passed March 27, 1922, by a two-thirds vote.

Approved March 29, 1922.

Resolution Book 5, Page 324.

No. 91

Whereas, Louis Gallowich offers the City of Pittsburgh the sum of \$100 for Lot No. 44 located on Barris street, Twenty-sixth Ward, City, bounded and described as follows: Beginning on the east side of Barris street at a point 60 feet north of the corner of Barris street and Hawkins avenue, thence extending northwardly 20-feet to Lot No. 43, thence eastwardly 100 feet to Matson avenue, thence southwardly along Matson avenue 20-feet to Lot No. 45, thence westwardly 100 feet to Barris street, the place of beginning. Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the

aforementioned property to Louis Gal-
lowich for the sum of \$100.00.

Passed March 27, 1922.

Approved March 29, 1922.

Resolution Book 5, Page 324.

No. 92

Whereas, E. L. Kirby of 100 Warren street, offers the City of Pittsburgh the sum of \$150.00 for Lot No. 54 in Robert Henderson Heirs Plan located on Warren street, 25th Ward, City, bounded and described as follows; Beginning on the east side of Warren street at the corner of Lot No. 55, thence extending northwardly 23.42 feet to lot No. 53, thence eastwardly 139.09 feet to a pin, thence southwardly 20 feet more or less to Lot No. 55 in said plan, thence westwardly 128.81 feet to Warren street, the place of beginning. Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to E. L. Kirby, for the sum of \$150.00.

Passed March 27, 1922.

Approved March 29, 1922.

Resolution Book 5, Page 324.

No. 93

Whereas, by Resolution of Council, approved December 31, 1920, recorded in Resolution Docket, Vol. 5, Page 274, the Mayor was authorized, for the consideration of \$3,825.43 and all City taxes due on said lot up to that date, to execute and deliver to Robert J. Coyle, Jr., a deed for Lot No. 27 in Schenley Heights Plan of Lots, recorded in the Recorder's Office of Allegheny County in Plan Book, Vol. 20, Pages 102 and 103, in the Fourteenth Ward, Pittsburgh, Pa., more fully described in said Resolution; and

Whereas, it appears that it was the intention of the City of Pittsburgh at the time to accept the sum of \$3,825.43 as the total payment to be made by the purchaser, the City of Pittsburgh to satisfy all liens for City taxes, and to further assume payment of a mortgage of \$3,600.00 on

the premises, and that the clause, "and all City taxes due on said lot up to date," was erroneously inserted in said Resolution; and,

Whereas, a new resolution has been presented for the action of Council in accordance with the agreement between the City and the purchaser; Therefore, be it

Resolved, That the said hereinabove recited resolution be and the same is hereby repealed.

Passed March 27, 1922.

Approved March 31, 1922.

Resolution Book 5, Page 325.

No. 94

Whereas, A. M. Neeper was the owner of Lot 27, corner of Wightman street and Phillips avenue, City of Pittsburgh, Pa., against which certain improvement liens were filed by the City and upon one of which said liens foreclosure was had, and City purchased said lot at Sheriff's Sale and now holds the title thereto, subject to a mortgage of \$3,600.00; and,

Whereas, Robert J. Coyle, Jr., offers to purchase said Lot No. 27 for the sum of \$3,896.80, being the amount of said improvement liens, at face without interest, and all City taxes due on said lot up to date; now, therefore, be it

Resolved, That the Mayor be authorized for the aforesaid consideration, to properly execute and deliver to said Robert J. Coyle, Jr., Lot 27, corner of Phillips avenue and Wightman street, described as follows:

Being Lot No. 27 in the Schenley Heights Plan of Lots, recorded in Recorder's Office of Allegheny County, in Plan Book, Vol. 20, Pages 102 and 103. Situate on the southwest corner of Wightman street and Phillips avenue, having a frontage of 100 feet on Wightman street and a depth of 227 feet, more or less, along Phillips avenue, preserving a uniform width of 100 feet. Said deed to express therein that it is subject to a first mortgage of the estate of J. H. McKelvy, in the sum of Thirty-six Hundred Dollars (\$3,600.00).

Passed March 27, 1922.

Approved March 31, 1922.

Resolution Book 5, Page 325.

No. 95

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of L. L. Murray for \$350.00, being in full payment for all claims for damages by reason of an accident that occurred to Donald C. Murray, a son of L. L. Murray, who had his arm broken on July 7, 1921, at the Sheraden Playgrounds, and charge same to Appropriation No. 42, Contingent Fund.

Passed March 20, 1922, by a two-thirds vote.

Pittsburgh, April 3, 1922.

I do hereby certify that the foregoing resolution, which has been disapproved by the Mayor and returned with his objections, to the Council was passed by a two-thirds vote of said council, this third day of April, 1922.

E. J. MARTIN,
Clerk of Council.

Resolution Book 5, Page 326.

No. 96

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Fred Hering in the sum of \$575.00, as payment in full for work performed by him and furnished to the Department of Law, the Bureau of Engineering and the Bureau of Construction in the widening of Taylor avenue and the reconstruction of the bridges on North avenue and Irwin avenue, and for estimating the sound value of the cost of remodeling, raising and removing buildings on the street paralleling the Baltimore and Ohio Railroad from Greenfield avenue to Hazelwood avenue as proposed for the eliminating of the grade crossing at the Baltimore and Ohio railroad, and charge the same as follows:

\$125.00 to Code Account No. 205, North and Irwin Avenue Bridge Bond Fund and

\$450.00 to Code Account No. 233, Irwin Street Improvement Bond Fund.

Passed April 3, 1922, by a two-thirds vote.

Approved April 5, 1922.

Resolution Book 5, Page 326.

No. 97

Resolved, That the Mayor be, and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Miss Doris McCarthy, of 1518 Dagmore avenue, Pittsburgh, Pa., for Eighty-one Dollars (\$81.00), in full settlement of any and all claims for damages which she might have against the City of Pittsburgh arising out of an accident that occurred to her on November 13, 1921, on Broadway street, near the corner of Coast street, Pittsburgh, Pa., and charge the same to Code Account No. 42, Contingent Fund.

Passed April 3, 1922, by a two-thirds vote.

Approved April 5, 1922.

Resolution Book 5, Page 327.

No. 98

Whereas, in connection with the execution of the contract between the City of Pittsburgh and Booth & Flinn Company, Ltd., for the construction of a public sewer on the north sidewalk of the Boulevard of the Allies, and on Seneca street, from a point about 60 feet east of Gist street to the existing sewer on Tustin street, with a branch sewer on the north sidewalk of the Boulevard of the Allies, east of Seneca street, it was found necessary to do certain extra work which was not included in the contract and specifications for said work, and could not be allowed under the terms of said contract governing the allowance for extra work and the price of material amounting to \$100.80, as per bill accompanying the final estimate, and in accordance with prices bid, approved October 26, 1921, and filed with said contract in the Department of Public Works; Now, therefore, be it

Resolved, That the said extras as herein set forth and certified to by the Department of Public Works, be approved and the City Controller is authorized and directed to charge same as part of the cost of said improvement.

Passed April 3, 1922, by a two-thirds vote.

Approved April 5, 1922.

Resolution Book 5, Page 327.

No. 99

Whereas, There is a balance of Thirteen Thousand, Six Hundred, Fifty-four Dollars and Sixty-five cents in Bond Fund 177-A, Pittsburgh City Home and Hospital, and,

Whereas, There is another Bond Fund No. 217 for the same purpose; Therefore, be it

Resolved, That the City Controller shall be and is hereby authorized to transfer the sum of Thirteen Thousand, Six Hundred, Fifty-four Dollars and Sixty-five Cents (\$13,654.65) from Bond Fund 177-A, Pittsburgh City Home and Hospitals, to Bond Fund 217, Pittsburgh City Home and Hospitals, Department of Charities.

Passed April 3, 1922.

Approved April 5, 1922.

Resolution Book 5, Page 328.

No. 100

Whereas, the condition of the paving on the Manchester and Sylvan Avenue Bridges is such that it is a menace to traffic, and

Whereas, it is believed that the asphalt surfacing can be placed at a lower cost to the City by the Asphalt Plant of the Bureau of Highways & Sewers, and

Whereas, the Bureau of Highways and Sewers has no funds specifically designated for repaving on bridges; Now, therefore, be it

Resolved, that the City Controller be and he is hereby authorized and directed to transfer the sum of Eight Thousand Five Hundred (\$8,500.00) Dollars from Code Account No. 1517-M, Maintenance Fund, Bureau of Engineering, to the following Code Accounts in the Bureau of Highways and Sewers, to Code Account 1653, Wages-Temporary Employees, Asphalt Plant, \$3,500.00; to Code Account 1656, Materials, Asphalt Plant, \$5,000.00.

Passed April 3, 1922.

Approved April 5, 1922.

Resolution Book 5, Page 328.

No. 101

Whereas, council on December 12, 1921, by resolution known as No. 561, bill No. 3985, authorizing the Mayor to execute and deliver a deed to Ellen Bond of 505 North Murtland avenue in consideration of the sum of \$875.00 to be paid as follows:

Fifty Dollars down upon passing the resolution and Twenty Dollars per month until the balance is paid for lot No. 86 in Highland Park View Plan, located on Bowers street, Twelfth Ward, City, and more particularly described in said resolution.

Whereas, the matter of when possession was to be obtained by the purchaser was not mentioned in said resolution; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to give the said Ellen Bond immediate possession of said premises, a deed not to be delivered until the balance of the purchase be paid. The said Ellen Bond shall continue to pay monthly installments as above set forth pending the determination of proceedings to be brought under the Act of Assembly of 1915, P. L. 842 for the purpose of establishing title to said property, it being understood and agreed that the balance of the purchase money shall be paid within four months from the date hereof or all previous payments on said property shall be forfeited and this arrangement or agreement to sell shall be declared null and void.

Passed March 27, 1922.

Approved April 5, 1922.

Resolution Book 5, Page 328.

No. 102

Whereas, in prosecuting Contract No. 5662, Mayor's Office File No. 289, for the Construction of Ramp and Foundations for Viaduct No. 1, Boulevard of the Allies, entered into September 23, 1921 with the Dravo Contracting Company, it became

necessary, owing to the nature of the soil encountered, to extend foundations to a depth considerably greater than shown on the Contract Plans and to materially change the type of construction for the foundations on the hillside above Second avenue, and as a result the quantity of work increased to such an extent that it is estimated that the payment of the Final Estimate for this contract will amount to a sum approximating One Hundred Sixty-Six Thousand (\$166,000) Dollars, and

Whereas, out of the fund of One Million Fifty Thousand (\$1,050,000) Dollars appropriated and set apart from Bond Fund No. 207 by the terms of Ordinance No. 405, Series 1921, approved September 2, 1921, for the improvement of the Boulevard of the Allies from Grant street to Gist street, etc., the sum of One Hundred Forty Thousand (\$140,000) Dollars was apportioned and reserved as the estimated cost for the completion of the aforesaid Contract No. 5662, and it, therefore, becomes necessary to have made available an additional sum of Twenty-six Thousand (\$26,000) Dollars for the payment of the final estimate for this contract. Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of (\$26,000) Dollars from the fund heretofore set apart and appropriated by the terms of Ordinance No. 405, Series 1921, approved September 2, 1921, from "Boulevard of the Allies Improvement Bonds," Bond Fund Appropriation No. 207, and to credit same for the payment of the final estimate for the completion of Contract No. 5662, Mayor's Office File No. 289, entered into with the Dravo Contracting Company for the construction of ramp and foundations for Viaduct No. 1, Boulevard of the Allies, and the Mayor and the City Controller be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said Fund for the payment of the cost of completing said contract.

Passed April 3, 1922, by a two-thirds vote.

Approved April 5, 1922.

Resolution Book 5, Page 329.

No. 103

Whereas, in prosecuting contract, No. 6555, Mayor's Office File 289, for

the grading, regrading, etc. and otherwise improving the Boulevard of the Allies, from a point 215.12 feet east of the east line of Shingiss street to the east line of Gist street, it is found necessary to increase certain items of work in the contract, in some cases to change the type of construction of the retaining walls, underpin the old stone wall along Bluff street, and regrade and repave the portion of Bluff street, as affected by the change of grade, and as a result the quantity of the work will be increased to such an extent that it is estimated that the payment of the final estimate for this contract will amount to a sum approximately \$320,000.00, and,

Whereas, out of the fund of \$1,050,000.00 appropriated and set apart from Bond Fund No. 207, by the terms of Ordinance No. 405, series 1921, approved September 2, 1921, for the improvement of the Boulevard of the Allies from Grant street to Gist street, etc., the sum of \$250,000.00 was apportioned and reserved as the estimated cost for the completion of the aforesaid contract No. 5655, and in addition thereto, by ordinance No. 5, approved January 17, 1922, the sum of \$11,000.00 was appropriated to pay the cost of certain additional work on this contract, making the total appropriation set up for this work amount to \$261,000.00, and it therefore becomes necessary to have made available an additional sum of \$59,000.00 for the payment of the final estimate for this contract; Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$59,000.00 from the fund heretofore set apart and appropriated by the terms of Ordinance No. 405, series 1921, approved September 2, 1921, from "Boulevard of the Allies Improvement Bonds," Bond Fund Appropriation No. 207, and to credit same for the payment of the final estimate for the completion of Contract No. 5655, Mayor's Office File No. 289, entered into with the Thos. Cronin Company, for the grading, regrading, etc., and otherwise improving the Boulevard of the Allies from a point 215.12 feet east of the east line of Shingiss street to the east line of Gist street, and the Mayor and the City Controller be and they are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of completing said contract.

Passed April 3, 1922, by a two-thirds vote.

Approved April 5, 1922.

Resolution Book 5, Page 330.

No. 104

Whereas, in making up the budget for 1922, Council provided for eleven units of the National Guard of Pennsylvania, located within the City, and later provided for an additional unit, and

Whereas, there are in all seventeen units of the National Guard located within the City, and it will require an additional sum of \$2,500.00 to provide for all. Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$2,500.00, from Code Account No. 1048, Salaries, Transit Commission, to Code Account No. 90, National Guard of Pennsylvania.

Passed March 27.

Pittsburgh, April 10, 1922.

I do hereby certify that the foregoing resolution, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval on March 28th, 1922, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon it became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN,
Clerk of Council.

Resolution Book 5, Page 330.

No. 105

Resolved, That the Mayor be and is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following named firms for supplies furnished the Municipal Lodging House established under the supervision of the Department of Public Safety at No. 1 Patrol Station, corner Cherry and Strawberry ways, and for

which no competitive bids were taken, to-wit;

Hilldoerfer & Co., Coffee, Code
Account No. 42, Contingent
Fund\$137.50

Caplan Baking Company, Bread,
Code Account No. 42, Contingent Fund 63.25

Passed April 10, 1922, by a two-thirds vote.

Approved April 13, 1922.

Resolution Book 5, Page 331.

No. 106

Whereas, a meter has been installed at premises of J. Paul Graham, 333 and 335 Rebecca street, 10th Ward, Pittsburgh, Pa., and

Whereas, it appears that the flat rate for two quarters for water used in said premises would be \$11.75, and meter readings at the current rates for two quarters show a use of water in the sum of \$175.74, or an increase in the charge for the water for said quarters of \$163.99, and,

Whereas, it appears that the charge for water would work a great hardship upon the owner of the said property; Therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed to issue an exoneration to the said J. Paul Graham on account of said charge for water in the sum of \$81.99, being 50 per cent of the excess meter rate over the former flat rate.

Passed April 10, 1922.

Approved April 15, 1922.

Resolution Book 5, Page 331.

No. 107

Whereas, Resolution No. 87, Series 1922, authorizing the issuing of a warrant in favor of Joseph Wallace for the sum of \$205.61, in payment of certain county taxes assessed against property purchased by said Wallace from the City of Pittsburgh, became a law on March 27th, 1922; and

Whereas, the City Solicitor has since had these taxes exonerated by the County of Allegheny; Therefore, be it

Resolved, That Resolution No. 87, Series 1922, authorizing the issuing of a warrant in favor of Joseph Wallace for the sum of \$205.61, as aforesaid, shall be and the same is hereby repealed.

Passed April 10, 1922, by a two-thirds vote.

Approved April 13, 1922.

Resolution Book 5; Page 332.

No. 108

Resolved, That the consent of the City of Pittsburgh be and is hereby given to the assignment by Dunn and Ryan Contracting Company, Inc., to Booth and Flinn, Ltd., of its contract with the City of Pittsburgh, dated October 26, 1921, for the construction of a certain sewer on the Boulevard of the Allies and on Seneca Street, said contract being designated as Agreement No. 5754, File No. 293, Mayor's Office, the consent of the surety on the bond of the Dunn & Ryan Contracting Company, Inc., having been given to the assignment.

Passed April 10, 1922.

Approved April 13, 1922.

Resolution Book 5, Page 332.

No. 109

Whereas, the Supply Account at Riverview Park is now exhausted, and

Whereas, it will be necessary to have money for fuel, brooms, sponges, soaps, mops, toilet paper, etc., and

Whereas, there is a balance in Salary Account at Highland Park Zoo; Therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer, the following sum to wit:

\$150.00 From Code Account No. 1841, Salaries, Highland Park Zoo; to Code Account No. 1859, Supplies, Riverview Park.

Passed April 10, 1922.

Approved April 13, 1922.

Resolution Book 5, Page 332.

No. 110

Resolved, That for the purpose of providing for the operation of the Bureau of Engineering, Department of Public Works, for the fiscal year, 1922, the City Controller shall be and he is hereby authorized and directed to make the following distribution of Appropriation No. 1517-M, Maintenance Fund, Bureau of Engineering, to the respective Code Accounts as set forth.

From Appropriation No. 1517-M, Maintenance Fund, Bureau of Engineering, the aggregate amount of \$758,400.00 to:

BUREAU OF ENGINEERING— GENERAL OFFICE

1B—17d—General Executive

1518	A-1	Salaries, regular employees	\$ 19,070.00
1519	B	Miscellaneous Services	1,700.00
1520	C	Supplies	1,225.00
1521	E	Repairs	50.00
1522	F	Equipment	200.00
1523	D	Castings	7,000.00
			\$ 29,245.00

DIVISION OF SURVEYS

1524	A-1	Salaries, regular employees	\$ 77,610.00
1526	B	Miscellaneous Services	350.00
1527	C	Supplies	750.00
1528	D	Materials	900.00
1529	E	Repairs	200.00
1530	F	Equipment	1,250.00
			\$ 81,060.00

DIVISION OF DESIGN

1531	A-1	Salaries, regular employees	\$ 29,450.00
1532	B	Miscellaneous Services	25.00
1533	C	Supplies	375.00
1535	E	Repairs	25.00
1536	F	Equipment	100.00
			\$ 29,975.00

DIVISION OF PARKS AND PLAYGROUNDS

VIII-70d—Athletics and Playgrounds

VIII-71a—General Expense

1537	A-1	Salaries, regular employees	\$ 7,500.00
1538	B	Miscellaneous Services	300.00

1539	C	Supplies	200.00
1540	E	Repairs	50.00
1541	F	Equipment	200.00

\$ 8,250.00

DIVISION OF BRIDGES

V-45c—Bridges, Othr Than Toll

1542	A-1	Salaries, regular employees	\$ 24,915.00
1543	B	Miscellaneous Services	500.00
1544	C	Supplies	250.00
1545	D	Materials	10.00
1546	E	Repairs	100.00
1547	E	Repair Schedule	51,500.00
1548	F	Equipment	500.00

\$ 77,775.00

Bridge Repairs—City Force

1549	A-1	Salaries, regular employees	\$ 1,880.00
1550	A-3	Wages, regular employees	25,660.00
1551	B	Miscellaneous Services	800.00
1552	C	Supplies	500.00
1553	D	Materials	15,080.00
1554	E	Repairs	100.00
1555	F	Equipment	1,300.00

\$ 45,320.00

Bridge Repainting—City Force

1556	A-1	Salaries, regular employees	\$ 1,880.00
1557	A-3	Wages, regular employees	53,800.00
1558	B	Miscellaneous Services	600.00
1559	C	Supplies	1,000.00
1560	D	Materials	29,010.00
1561	F	Equipment	1,000.00

\$ 87,290.00

STREET SIGNS.

V-45g—Street Signs

1562	A-1	Salaries, regular employees	\$ 1,335.00
1563	A-3	Wages, regular employees	2,005.00
1564	B	Miscellaneous Services	150.00
1565	C	Supplies	160.00
1566	D	Materials	5,000.00
1567	F	Equipment	40.00

\$ 8,690.00

Monument Boxes

1568	A-3	Wages, regular employees	\$ 4,205.00
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1569	D	Materials	100.00
			\$ 4,305.00

DIVISION OF SEWERS

IV-36a—Sewers and Drains

1571	A-1	Salaries, regular employees	\$ 48,530.00
1572	B	Miscellaneous Services	400.00
1573	C	Supplies	250.00
1574	D	Materials	10.00
1575	E	Repairs	50.00
1576	E	Repair Schedule	30,000.00
1577	F	Equipment	125.00

\$ 79,365.00

DIVISION OF STREETS

V-43—General Administration of Highways

1582	A-1	Salaries, regular employees	\$ 58,825.00
1583	B	Miscellaneous Services	600.00
1584	C	Supplies	200.00
1585	D	Materials	15.00
1586	E	Repairs	100.00
1587	F	Equipment	150.00
1588	M	Drilling and Test Pits	3,500.00
1589	G	Retaining Wall Schedule	35,000.00
1590	F	General Repaving	200,000.00

\$298,390.00

CONSTRUCTION AND MAINTENANCE OF FENCES

V-451—Fences

1592	A-4	Wages, Temporary employees	\$ 5,635.00
1593	C	Supplies	50.00
1594	D	Materials	2,500.00
1595	F	Equipment	50.00
1596	G	Structural and Non-Structural Impts.	500.00

\$ 8,735.00

TOTAL\$758,400.00

Passed April 17, 1922.

Approved April 19, 1922.

Resolution Book 5, Page 333.

No. 111

Resolved, That the Mayor be and is hereby authorized and directed to issue, and the City Controller to

countersign warrants in favor of the following firms in payment of claims contracted for by the Department of Public Safety without competitive bids, and charge the amounts to the appropriation items shown below:

Schedule.	Amount
Animal Rescue League of Pittsburgh, Appropriation No. 1460	\$1,080.03
Pittsburgh Family Laundry Company, Appropriation No. 1429	14.87
Pittsburgh Family Laundry Company, Appropriation No. 1447	214.44
Pittsburgh Family Laundry Company, Appropriation No. 1463	548.30

Passed April 17, 1922, by a two-thirds vote.

Approved April 19, 1922.

Resolution Book 5, Page 335.

No. 112

Whereas, in the execution of the contract between the City of Pittsburgh and J. Toner Barr for the reconstruction of the Center Avenue Bridge over the P. R. R., Contract No. 2, it was necessary to do certain additional work not provided for in the contract and to pay the cost of the same as extra work, Now, Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of J. Toner Barr for the sum of Five Thousand Twenty (\$5,020.00) Dollars for extra work done on said contract for the reconstruction of Center avenue bridge over P. R. R., Contract No. 2, and charge same to Code Account No. 204, Center Avenue Bridge Bonds, 1919.

Passed April 17, 1922, by a two-thirds vote.

Approved April 19, 1922.

Resolution Book 5, Page 335.

No. 113

Resolved, That the Mayor be and is hereby authorized and directed to

issue, and the City Controller to Countersign, warrants in favor of the following persons and firm for monies expended in securing evidence against violations of the law, and charge the same to the appropriation items shown below:

Schedule	Amount
J. P. Clancey, Appropriation No. 42	\$ 46.85
John J. Ford, Appropriation No. 42	44.50
William J. Kane, Appropriation No. 42	258.70
Louis H. Leff, Appropriation No. 42	70.00
Pullman Taxi Service Company, Appropriation No. 42....	5.35

Passed April 17, 1922, by a two-thirds vote.

Approved April 19, 1922.

Resolution Book 5, Page 336.

No. 114

Whereas, The flat rate water rent of Jas. R. Mellon et al at Fifth avenue and Smithfield street, 2nd Ward, was paid for the full year, buildings were vacated and Contractor commenced wrecking same, April 1, 1922; and

Whereas, the Board of Water Assessors, on April 6, 1922, issued the attached exoneration for Seven Hundred Forty (\$740.67) Dollars and Sixty-seven cents; and

Whereas, the water rent was paid prior to the issuance of said exoneration; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Jas. R. Mellon et al in the sum of Seven Hundred and Forty (\$750.67) Dollars and Sixty-seven cents on account of refunding water rent on property at Fifth avenue and Smithfield street, 2nd Ward, and charge same to Appropriation No. 41, Refunding Taxes and Water Rent.

Passed April 17, 1922, by a two-thirds vote.

Approved April 19, 1922.

Resolution Book 5, Page 336.

No. 115

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed to Richard Hoerster and Jennie Strahley Hoerster, his wife, for all that certain lot or piece of ground situate in the 20th (formerly 36th) Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, bounded and described as follows, to-wit:

Fronting twenty (20) feet on Elliott street, and extending back, in uniform width, one hundred (100) feet.

Being Lot No. 287 in John Alexander's Plan of Lots.

Passed April 17, 1922.

Approved April 19, 1922.

Resolution Book 5, Page 337.

No. 116

Whereas, Gus E. Baker, 1531 Western avenue, City, offers the City of Pittsburgh the sum of \$1,500.00 for piece of ground located on Belmont street, 21st Ward, City, bounded and described as follows: Beginning on the west side of Belmont street at a point 110 feet south of the corner of Western avenue and Belmont street, thence extending southwardly 39.79 feet to a pin, thence westwardly 32.68 feet to a pin, thence northwestwardly 71.21 feet to a pin, thence eastwardly 91.5 feet to Belmont street, the place of beginning. Erected thereon is a two-story frame house. Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Gus E. Baker for the sum of \$1,500.00.

Passed April 17, 1922.

Approved April 19, 1922.

Resolution Book 5, Page 337.

No. 117

Whereas, John Kulamer has offered the City of Pittsburgh the sum of \$150.00 for lot No. 39 located on Rodney avenue, 27th Ward, City, bounded and described as follows:

Beginning on the northwest side of Rodney avenue at the corner of Lot No. 40 in Fearnley and Gilliford Plan of Lots, thence extending westwardly 24 feet to Lot No. 38 in said plan, thence northwestwardly 80 feet more or less to a pin, thence northwardly 29.38 feet more or less to Lot No. 40, thence southeastwardly 100.98 feet to Rodney avenue, the place of beginning. Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to John Kulamer for the sum of \$150.00.

Passed April 17, 1922.

Approved April 19, 1922.

Resolution Book 5, Page 337.

No. 118

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Rieck-McJunkin Dairy Company, in the sum of Five Hundred Eighty-eight and 48/100 (\$588.48) Dollars, or so much of the same as may be necessary for milk and cream for the Tuberculosis Hospital, same to be chargeable to and payable from Code Account 1231.

Passed April 24, 1922, by a two-thirds vote.

Approved April 27, 1922.

Resolution Book 5, Page 338.

No. 119

Whereas, Warrant No. 15097 dated September 29, 1921, drawn to the order of the Sugar Beets Products Co., Saginaw, W. S., Michigan, in the sum of \$79.80, has been lost and has not been presented for payment, therefore, be it

Resolved, That the Mayor be authorized and directed to issue and the City Controller to countersign a duplicate warrant in favor of the Sugar Beets Products Co., in the sum of \$79.80 and charge the same to appropriation No. 1659-1/2.

Passed April 24, 1922, by a two-thirds vote.

Approved April 27, 1922.

Resolution Book 5, Page 338.

No. 120

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Director of the Department of Supplies, or authorized agents, not to exceed the sum of one Hundred Twenty-five (\$125.00) Dollars, to defray expenses for an inspection trip for Filtration Hose; the same to be chargeable to and payable from Code Account 1750.

Passed April 24, 1922, by a two-thirds vote.

Approved April 27, 1922.

Resolution Book 5, Page 338.

No. 121

Whereas, a meter has been installed at premises of Louise K. Nullmeyer, 2706 and Rear Sarah street, 16th Ward, Pittsburgh, Pa. and

Whereas, it appears that the flat rate for three quarters for water used in said premises would be \$32.14, and meter readings at the current rates for the three quarters show a use of water in the sum of \$336.84, or an increase in the charge for the water for said three quarters of \$304.70, and,

Whereas, it appears that the charge for water would work a great hardship upon the owner of the said property. Therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be and it is hereby authorized and directed to issue an exoneration to the said Louise K. Nullmeyer on account of said charge for water in the sum of \$152.35, being 50 per cent of the excess meter rate over the former flat rate.

Passed April 24, 1922.

Approved April 27, 1922.

Resolution Book 5, Page 338.

No. 122

Whereas, the Department of Public Works awarded on emergency contract to Booth & Flinn, Ltd., for con-

structing a retaining wall along the northerly side of Forbes street, as relocated, which contract is No. 5758, Mayor's office File 294, countersigned by the City Controller March 1, 1922; and,

Whereas, at the time of making the contract it was impossible to estimate the exact cost of the work and the sum of \$80,000.00 was set up to cover the cost of said work, said \$80,000.00, in accordance with Ordinance No. 8, approved January 25, 1922, was appropriated out of the fund of \$1,050,000.00, appropriated and set apart from Bond Fund 207, by the terms of ordinance No. 405, series 1921, for the improvement of the Boulevard of the Allies; and,

Whereas, the work is now completed in accordance with the terms of the contract and specifications, in a manner satisfactory to the Department of Public Works, and the cost of said work amounts to the sum of \$85,858.04, or \$5,858.04 in excess of the money set apart and appropriated for the cost of said work; Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$5,858.04 from the fund heretofore set apart and appropriated by the terms of Ordinance No. 405, series 1921, approved September 2, 1921, from "Boulevard of the Allies Improvement Bonds," bond fund appropriation No. 207, and to credit same for the payment of the final estimate for the completion of contract No. 5758, Mayor's office File No. 294 (Contract No. 1291 Controller's office File), entered into with Booth & Flinn Ltd., for emergency work for constructing retaining wall on the north side of Forbes street east of Brady street, and the Mayor and the City Controller be and they are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of completing said work.

Passed April 24, 1922, by a two-thirds vote.

Approved April 27, 1922.

Resolution Book 5, Page 339.

No. 123

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of

Two Thousand (\$2,000.00) Dollars from Code Account 1219, Supplies—Division of Transmissible Diseases, to Code Account 1205—Equipment—General Office, Department of Public Health.

Passed April 24, 1922.

Approved April 27, 1922.

Resolution Book 5, Page 340.

No. 124

Whereas, in the contract for construction of Grandstand at Schenley Oval, no provision was made for reconstructing fence in front of stand, and

Whereas, it is necessary to rebuild this fence, and

Whereas, there is an available balance of \$1,244.72 left from Grandstand contract; Therefore, be it

Resolved, That the Mayor and the Controller shall be and they are hereby authorized and directed, respectively, to issue and countersign warrants drawn on Appropriation No. 1895, for the payment of wages and materials incurred by the Bureau of Parks for said work.

Passed April 17, 1922, by a two-thirds vote.

Approved April 27, 1922.

Resolution Book 5, Page 340.

No. 125

Whereas, Two certain leases for property used as headquarters, stables and garage by the Bureau of Highways and Sewers, situate on Tunnel street in the City of Pittsburgh, have been submitted by the Peoples Savings and Trust Company of Pittsburgh, for a further term of one (1) year,

Resolved, By the Council of the City of Pittsburgh, that the two certain leases made by the Peoples Savings and Trust Company of Pittsburgh, Trustee for E. Louise McLeod Mitchell, to the City of Pittsburgh respectively being for that certain property having a frontage of 39.46 feet on Tunnel street in the

Second Ward of the City of Pittsburgh at an annual rental of One Thousand Five Hundred Dollars (\$1,500.00) Dollars, payable monthly at the rate of one hundred twenty-five dollars (\$125.00) per month; and that certain property having a frontage of 104.35 feet, more or less, on Tunnel street, in the aforesaid ward and City, at an annual rental of three thousand three hundred dollars (\$3,300.00) at the rate of two hundred seventy-five (\$275.00) dollars per month, shall be and the same are hereby approved, payment of the said rentals for the current fiscal year to be made from Appropriation No. 1613, Miscellaneous Services, Stables and Yards, Bureau of Highways and Sewers.

Passed April 17, 1922.

Approved April 27, 1922.

Resolution Book 5, Page 340.

No. 126

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Donnelly & Everson, in the amount of Three Thousand One Hundred Seventy-seven (\$3,177.00) Dollars for boiler insurance for a period of three (3) years from February 1, 1922 to February 1, 1925 and charge same to the following code accounts:

DEPARTMENT OF HEALTH

Tuberculosis Hospital, Code Account 1230	\$ 242.45
Municipal Hospital, Code Account 1238.....	132.45

DEPARTMENT OF CHARITIES

Mayview City Home, Code Account 1319	315.01
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DEPARTMENT OF PUBLIC WORKS

Highways & Sewers, Asphalt Plant, Code Account 1654....	246.24
City Property, Code Account 1692	103.86
Bureau of Water, Code Account 1754	1,671.18
Bureau of Parks, Code Account 1777	89.46
Bureau of Recreation, Code Account 1905-M	376.35
	\$3,177.00

Passed May 1, 1922, by a two-thirds vote.

Approved May 5, 1922.

Resolution Book 5, Page 341.

No. 127

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Mrs. Mary Ehrenberger of 1105 Spring Garden avenue, Pittsburgh, Pa., for \$109.00, in full settlement of any and all claims for damages which she might have against the City of Pittsburgh arising out of an accident that occurred to Mrs. Ehrenberger on December 5, 1921, when she fell through a broken step of the Staud street steps, and charge the same to Code Account No. 42, Contingent Fund.

Passed May 1, 1922, by a two-thirds vote.

Approved May 5, 1922.

Resolution Book 5, Page 341.

No. 128

Whereas, in connection with the execution of the contract between the City of Pittsburgh and J. D. Littell, contractor for the construction of a Swimming Pool in Troy Hill Basin Playgrounds, it was found necessary to do certain extra work which was not included in the contract and specifications for said work and could not be allowed under the terms of said contract, and

Whereas, the extra work in connection with the construction of a Swimming Pool in Troy Hill Basin Playgrounds, as per extra work orders approved February 7, 1922 and February 24, 1922, was properly executed, amounting to \$3,095.30, as per bill accompanying the final estimate, Now, Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of J. D. Littell, for the sum of \$3,095.30 for extra work on the contract for the construction of a Swimming Pool in Troy Hill Basin Playgrounds, and charge the same to Playground Im-

provement Bonds, 1919, Bond Fund Appropriation No. 201.

Passed May 1, 1922, by a two-thirds vote.

Approved May 5, 1922.

Resolution Book 5, Page 342.

No. 129

Whereas, in the execution of the contract between the City of Pittsburgh and the Standard Inspection Company for the shop inspection of the structural steel for the Boulevard of the Allies, Contract No. 2, it was necessary to do certain additional work not provided for in the contract and to pay for the cost of same as extra work, Now, Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Standard Inspection Company for the sum of Nineteen Dollars and Fifty Cents (\$19.50) for extra work done on said contract "For the shop inspection of the structural steel for the Boulevard of the Allies, Contract No. 2." and charge the same to Code Account 207, Bond Issue 1919.

Passed May 1, 1922, by a two-thirds vote.

Approved May 5, 1922.

Resolution Book 5, Page 342.

No. 130

Whereas, at proceedings filed to No. 1468 October Term, 1920, for the grading, paving and curbing of War-rington avenue, the County of Allegheny, a public corporation was assessed seven hundred seventy-eight and 55/100 Dollars (\$778.55) for the improvement of this street for two lots marked V-19 and V-20; and

Whereas, said lots are public property and used for the purpose of a public highway tunnel by said County of Allegheny, now, therefore, be it

Resolved, That the said County of Allegheny be and it is hereby exonerated and exempted from said assessment and the interest thereon;

and, the City Solicitor is hereby directed not to file any lien on account thereof.

Passed May 1, 1922.

Approved May 5, 1922.

Resolution Book 5, Page 342.

No. 131

Whereas, a new system for the inspection and testing of sand, now being installed by the Bureau of Engineering, which requires the making of chemical and mechanical tests, will necessitate the construction and equipment of small sheds at the several docks, at an aggregate estimated cost of \$1,000.00, for properly making the tests, keeping records and the issuance of slips to trucks delivering sand to the various City improvements; and,

Whereas, no funds are available in the regular code accounts of the Bureau of Engineering for the payment of the cost of the installation and equipment of said sheds; Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer from Contract No. 715, Code Account No. 1771, Bureau of Light, the following sums, amounting in the aggregate to \$1,000 to the respective code accounts of the Bureau of Engineering set forth, to-wit:

\$ 225.00 to Code Account No. 1550, A-3, Wages, Regular Employees,
150.00 to Code Account No. 1553, D, Materials
325.00 to Code Account No. 1555, F, Equipment,
300.00 to Code Account No. 1552, C, Supplies

\$1,000.00—TOTAL.

Passed May 1, 1922.

Approved May 5, 1922.

Resolution Book 5, Page 343.

No. 132

Whereas, the flat rate water rent of the National Tube Co. at 4124 Second avenue et al, 15th Ward, was paid

for the full year, water meters were set March 10, 1922 measuring all water used at this premises; and

Whereas, The Board of Water Assessors, on April 24, 1922, issued the attached exoneration for Two Hundred and Six (\$206.25) Dollars and Twenty-five cents; and

Whereas, the water rent was paid prior to the issuance of said exoneration; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the National Tube Co. in the sum of Two Hundred and Six (\$206.25) Dollars and Twenty-five cents on account of refunding water rent on property at 4124 Second avenue et al, 15th Ward, and charge same to Appropriation No. 41, Refunding Taxes and Water Rent.

Passed May 8, 1922, by a two-thirds vote.

Approved May 11, 1922.

Resolution Book 5, Page 343.

No. 133

Whereas, James Olliffe of 1017 Benton st., N. S., City, has offered the City of Pittsburgh the sum of \$350.00 for lot No. 4 in Benton Place Plan of Lots located on Benton avenue, 27th Ward, City, bounded and described as follows: Beginning on the east side of Benton avenue at the corner of Lot No. 3 in said plan, thence extending northwardly 24 ft. to Lot 5, thence eastwardly 100 ft. to Weitz way; thence southwardly 24 feet to Lot No. 3, thence westwardly 100 ft. to Benton avenue, the place of beginning. Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property for the sum of \$350.00, to James Olliffe.

Passed May 8, 1922.

Approved May 11, 1922.

Resolution Book 5, Page 344.

No. 134

Whereas, The Young Men's Club of St. John the Evangelist's Church of So. 14th street, Pittsburgh, Pa., here-

by offer the City of Pittsburgh the sum of \$8,700.00 for Lot No. 13 in C. Ihmsen Plan located on So. 14th street, 17th Ward, City, bounded and described as follows: Beginning on the east side of So. 14th street at a point 160 feet south of So. 14th and Carson streets, thence extending southwardly 20 feet to Lot No. 14 in said plan, thence eastwardly 76.20 feet to a pin, thence northwardly 20 feet more or less to Lot No. 12 in said plan, thence westwardly 76.63 feet to So. 14th street, the place of beginning; having thereon erected a brick building formerly used by Truck J, Company 14. Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to The Young Men's Club of St. John the Evangelist's Church of South 14th street, Pittsburgh, Pa., for the sum of \$8,700.00.

Passed May 8, 1922.

Approved May 11, 1922.

Resolution Book 5, Page 344.

No. 135

Whereas, it is necessary to provide adequate sewerage and water supply to the Schenley Memorial, at Schenley Park entrance, at a total estimated cost of \$2,000.00 and

Whereas, there is an available balance remaining in Bond Fund No. 199 of \$1,200.00, and

Whereas, there is an unencumbered balance in Bond Fund No. 199-D Engineering Services, in excess of the \$800.00 additional money required to proceed with the aforesaid contract work; Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$800.00 from Bond Fund No. 199-D Engineering Services and credit same for the payment of the cost of completing the improvement of the Forbes street entrance to Schenley Park, Bond Fund No. 199.

Passed May 8, 1922.

Approved May 11, 1922.

Resolution Book 5, Page 345.

No. 136

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of the Animal Rescue League of Pittsburgh, for the sum of \$1,108.83 covering work done during the month of April, 1922, and charge the same to Code Account No. 1460, Item B, Miscellaneous Services, Dog Pound, Bureau of Police.

Passed May 15, 1922, by a two-thirds vote.

Approved May 17, 1922.

Resolution Book 5, Page 345.

No. 137

Whereas, for the construction of the foundation for a new sand drier at Asphalt Plant No. 1, it was deemed advisable to engage the services of bricklayers and hod-carriers from a firm engaged in furnace building instead of having recourse to temporary appointments of such classes of labor through the medium of the Civil Service Commission, and

Whereas, the labor furnished for this purpose, to be paid for at the rate of current union wages, was acceptable to the Asphalt Plant of the Bureau of Highways and Sewers.

Resolved, That the Mayor shall be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of George Naismith & Son for payment of the sum of \$698.86 for labor furnished for the construction of a certain drier, at Asphalt Plant No. 1 of the Bureau of Highways and Sewers, and charge same to Appropriation No. 1657, Repairs Asphalt Plants.

Passed May 15, 1922, by a two-thirds vote.

Approved May 17, 1922.

Resolution Book 5, Page 345.

No. 138

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to

countersign a warrant in favor of Mrs. Laura Showalter for \$62.25, in full settlement of any and all claims for damages which she might have against the City of Pittsburgh arising out of an accident that occurred on January 23, 1922, while she was walking along Cemetery avenue, and charge the same to Code Account No. 42, Contingent Fund.

Passed May 15, 1922, by a two-thirds vote.

Approved May 17, 1922.

Resolution Book 5, Page 346.

No. 139

Resolved, That the Mayor be and he is hereby authorized and executed and deliver, upon payment of the sum of One Hundred Dollars (\$100.00), a deed to Josephine Y. Breese for

All that certain lot or piece of ground situate in the Sixteenth Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, bounded and described as follows:

Beginning on the North side of Arlington avenue, at the corner of Dean's lot; thence along Arlington avenue twenty-six (26) feet to the corner of Yard's lot; and thence extending back 72.74 feet, more or less, to Fort Hill street.

Passed May 15, 1922.

Approved May 17, 1922.

Resolution Book 5, Page 346.

No. 140

Resolved, That the City Solicitor be and he is hereby authorized to settle and discontinue, without consideration, the following tax liens of record in the Prothonotary's Office of Allegheny County, upon property of Elizabeth McElvany:

D. T. D. No. 699 July Term, 1914.
D. T. D. No. 2168 April Term, 1916.
D. T. D. No. 2272 April Term, 1917.
D. T. D. No. 2459 April Term, 1918.
D. T. D. No. 2294 Jan. Term, 1920.
D. T. D. No. 2057 Jan. Term, 1921.
D. T. D. No. 2070 Jan. Term, 1922.

Passed May 15, 1922.

Approved May 17, 1922.

Resolution Book 5, Page 347.

No. 141

Resolved, That there is hereby appropriated and set aside the sum of Eighty-one Thousand Dollars (\$81,000.00) from the proceeds of Playground Improvement Bonds, appropriation No. 201 for the purpose of paying for property to be purchased in the Bloomfield district for playground purposes.

Passed May 8, 1922.

Approved May 18, 1922.

Resolution Book 5, Page 347.

No. 142

Whereas, the flat rate water rent of Marian G. Hostetter at 700-702 Negley avenue, 7th Ward, was paid for the full year, water meter was installed March 18, 1922, measuring all water used at these premises; and,

Whereas, The Board of Water Assessors on May 9th, 1922, issued the attached exoneration for Three Hundred and Two (\$302.95) Dollars and Ninety Five Cents; and

Whereas, The water rent was paid prior to the issuance of said exoneration; Therefore, be it

Resolved, That the Mayor be and is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Marian G. Hostetter in the sum of Three Hundred and Two (\$302.95) Dollars and Ninety-five Cents on account of refunding water rent on property at 700-702 Negley avenue, 7th Ward, and charge same to Appropriation No. 41, Refunding Taxes and Water Rent.

Passed May 22, 1922, by a two-thirds vote.

Approved May 27, 1922.

Resolution Book 5, Page 347.

No. 143

Whereas, the flat rate water rent of D. Herbert Hostetter at 243 Fifth avenue, 2nd Ward, also 5703-09 Elmer street, 7th Ward, was paid for the full year, water meters were in-

stalled, March 13 and April 15, 1922, measuring all water used at these premises; and

Whereas, the Board of Water Assessors on May 9, 1922, issued the attached exonerations for Four Hundred and Twenty (\$420.90) Dollars and Ninety Cents; and,

Whereas, the water rent was paid prior to the issuance of said exonerations; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of D. Herbert Hostetter in the sum of Four Hundred and Twenty (\$420.90) Dollars and Ninety Cents on account of refunding water rent on properties at 243 Fifth avenue, 2nd Ward and 5703-09 Elmer street, 7th Ward, and charge same to Appropriation No. 41, Refunding Taxes and Water Rent.

Passed May 22, 1922, by a two-thirds vote.

Approved May 27, 1922.

Resolution Book 5, Page 348.

No. 144

Whereas, in carrying out the contract between the City of Pittsburgh and Mike Mannella for the construction of main and branch trunk sanitary sewer, Saw Mill Run Drainage Basin, extending along Woodstock avenue, McKnight street, Banksville avenue and private property—Contract No. 2, it became necessary to do certain additional work which was not contemplated in the contract, amounting to Fifteen Hundred (\$1,500.00) Dollars, and

Whereas, said additional work consisted of the removal and reconstruction of a temporary bridge across Saw Mill Run on the line of McKnight street, and

Whereas, a lump sum price bid has been received by the Department of Public Works, approved April 5th, 1922 and filed with the contract, now, therefore, be it

Resolved, That the Mayor and the City Controller shall be and they are hereby authorized and directed respectively to issue and countersign a warrant in favor of Mike Mannella for the sum of Fifteen Hundred (\$1,-

500.00) Dollars for payment of certain extra work done in connection with the contract for the construction of the Saw Mill Run Main and branch trunk sanitary sewer, Saw Mill Run Drainage Basin extending along Woodstock avenue, McKnight street, Banksville avenue and private property—Contract No. 2, and charge the same to Bond Fund No. 214 Contract No. 1287.

Passed May 22, 1922, by a two-thirds vote.

Approved May 27, 1922.

Resolution Book 5, Page 348.

No. 145

Whereas, in the execution of the contract between the City of Pittsburgh and the M. O'Herron Company in the construction of the foundations for Viaduct No. 2, Boulevard of the Allies, said contract being known as Boulevard of the Allies, Contract No. 7, it was necessary to do certain additional work not provided for in the contract and to pay for the cost of same as extra work; Now, Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the M. O'Herron Company for the sum of Three Thousand One Hundred Ninety-eight and 20/100 (\$3,198.20) Dollars for extra work done on said contract for constructing the foundations of Viaduct No. 1, being Contract No. 7 of the Boulevard of the Allies, and charge the same to Boulevard of the Allies Improvement Bonds, Bond Fund Appropriation No. 207.

Passed May 22, 1922, by a two-thirds vote.

Approved May 27, 1922.

Resolution Book 5, Page 348.

No. 146

Whereas, E. M. Scott of 2421 Wadsworth avenue offers the City of Pittsburgh the sum of \$500.00 for two lots in E. P. Jones Plan located on Wadsworth street, 5th Ward, City, viz: Lots Nos. 83 and 85, bounded and described as follows:

Lot No. 83—Beginning on the south side of Wadsworth street at a point 166 feet west of Wallace street; thence extending westwardly 23 feet to Lot No. 84 in said plan, thence southwardly 71 feet to a pin, thence eastwardly 23 feet to a pin; thence northwardly 68 feet to Wadsworth street, the place of beginning.

Lot No. 85—Beginning at the south side of Wadsworth street at the corner of Lot No. 84 in said plan, thence extending westwardly 23 feet to Lot No. 86 in said plan, thence southwardly 77 feet more or less to a pin, thence eastwardly 23 feet to Lot No. 84, thence northwardly 74 feet more or less to Wadsworth street, the place of beginning; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to E. M. Scott for the sum of \$500.00.

Passed May 22, 1922.

Approved May 27, 1922.

Resolution Book 5, Page 349.

No. 147

Resolved, That the City Solicitor be and he is hereby authorized and directed to settle and discontinue the lien of the City of Pittsburgh vs. Max Danilovich et al., entered at D. T. D. No. 323 January Term, 1920.

Passed May 22, 1922.

Approved May 27, 1922.

Resolution Book 5, Page 350.

No. 148

Whereas, the Council of the City of Pittsburgh is informed that great tonnages of steel and other products manufactured in Pittsburgh are awaiting the complete canalization of the Ohio River in order to find a year round outlet for distribution by river and rail to points in the South, Southwest and West, and

Whereas, the completion of said canalization project on the Ohio will give this city and territory a 2,000 mile water freight highway for ship-

ment of its products and for receipt of the agricultural and other products of the South and Southwest at economies in transportation costs which will benefit this entire community, and

Whereas, certain Pittsburgh manufacturers not waiting for the completion of the Ohio have ventured to make use of it as a freight outlet in its present incomplete condition and have successfully shipped hundreds of freight carloads of their products in barges to ports on the Ohio and Mississippi for distribution inland, but find themselves during tain on a regular schedule this serv- periods of low water, unable to main- ice of such great benefit to this entire community, be it

Resolved, By the Council of the City of Pittsburgh that the Congress of the United States be urged and is hereby urged to take early action for complete canalization of the Ohio River as planned by the corps of engineers of the United States Army, and that copies of this resolution be mailed to every member of the United States Senate and the House of Representatives, and that the representatives from Allegheny County be especially urged to put forth diligent efforts to procure the desired action in Congress.

Passed May 29, 1922.

Approved June 1, 1922.

Resolution Book 5, Page 350.

No. 149

Whereas, there was no distribution made of the amount appropriation for the maintenance of the Bureau of Engineering for the fiscal year 1922 until the passage of Resolution No. 110, approved April 19, 1922; and

Whereas, expenditures for the maintenance of the Bureau of Engineering have been charged to and paid from Appropriation No. 1517; Therefore, be it

Resolved, That the City Controller, the Director of the Department of Public Works and the Director of the Department of Supplies shall be and they are hereby respectively authorized and directed to charge expenditures already made to appropriations in the amounts listed:

Appropriation 1518	\$ 4,629.68
Appropriation 1522	75.63
Appropriation 1526	253.50
Appropriation 1530	75.88
Appropriation 1536	14.81
Appropriation 1539	20.99
Appropriation 1544	246.79
Appropriation 1549	573.25
Appropriation 1552	158.91
Appropriation 1555	205.87
Appropriation 1558	140.70
Appropriation 1561	200.72
Appropriation 1564	59.85
Appropriation 1572	208.25
Appropriation 1582	21,166.31
Appropriation 1586	64.50
Appropriation 1593	31.24
Appropriation 1519	346.42
Appropriation 1523	32.13
Appropriation 1527	343.67
Appropriation 1531	10,867.62
Appropriation 1537	2,337.30
Appropriation 1542	12,990.84
Appropriation 1545	3.36
Appropriation 1550	10,803.75
Appropriation 1553	228.51
Appropriation 1556	573.25
Appropriation 1559	35.50
Appropriation 1562	711.25
Appropriation 1568	1,263.95
Appropriation 1573	71.43
Appropriation 1583	383.53
Appropriation 1587	89.30
Appropriation 1594	39.23
Appropriation 1520	397.96
Appropriation 1524	29,066.23
Appropriation 1529	21.35
Appropriation 1533	190.15
Appropriation 1538	3.25
Appropriation 1543	58.75
Appropriation 1548	10.30
Appropriation 1551	222.08
Appropriation 1554	1.35
Appropriation 1557	10,600.00
Appropriation 1560	2,449.54
Appropriation 1563	345.60
Appropriation 1571	12,235.04
Appropriation 1577	87.28
Appropriation 1584	130.23
Appropriation 1592	192.00
Appropriation 1595	45.24

and be it further

Resolved, That the City Controller, the Director of the Department of Public Works and the Director of the Department of Supplies shall be and they are hereby respectfully authorized and directed to charge the following open market orders now outstanding and unpaid to appropriations in the amounts listed:

Appropriation 1520	\$ 33.90
Appropriation 1530	27.75
Appropriation 1544	18.75
Appropriation 1555	481.84
Appropriation 1577	18.90

Appropriation 1594	105.00
Appropriation 1523	866.45
Appropriation 1533	49.84
Appropriation 1548	20.82
Appropriation 1561	48.03
Appropriation 1584	83.26
Appropriation 1527	145.50
Appropriation 1536	85.67
Appropriation 1553	152.11
Appropriation 1573	20.55
Appropriation 1587	28.65

Passed May 29, 1922.

Approved June 1, 1922.

Resolution Book 5, Page 350.

No. 150

Whereas, the Bureau of Engineering, Department of Public Works, finds it more advisable and economical to dig test pits by City force than by contract, and

Whereas, there are insufficient funds in the proper wage and equipment accounts of the Bureau to carry on this work, and

Whereas, there is an available balance of \$3,080.40 in Code Account No. 1588-M, Drilling and Test Pits, Bureau of Engineering; Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer from Code Account No. 1588-M, Drilling and Test Pits, the following sums, amounting in the aggregate to \$3,080.40, to the respective Code Accounts of the Bureau of Engineering set forth, to-wit:

\$3,000.00 to Code Account No. 1550, A-3, Wages, Regular Employees,

80.40 to Code Account No. 1555, F, Equipment

\$3,080.40--Total

Passed May 29, 1922.

Approved June 1, 1922.

Resolution Book 5, Page 351.

No. 151

Whereas, in the execution of the contract between the City of Pittsburgh and the American Bridge Com-

pany for the Boulevard of the Allies, Viaduct No. 1, Construction and Erection of Structural Steel, Contract No. 2, it was necessary to do certain additional work not provided for in the contract and to pay for the cost of same as extra work; Now, Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the American Bridge Company for the sum of Nine Thousand Five Hundred and Thirty-seven (\$9,537.00) Dollars for extra work done on said contract for the Boulevard of the Allies, Viaduct No. 1, Construction and Erection of Structural Steel, Contract No. 2, and charge the same to No. 207 Bond Issue of 1919.

Passed May 29, 1922, by a two-thirds vote.

Approved June 1, 1922.

Resolution Book 5, Page 352.

No. 152

Whereas, in an agreement made for the Phipps Playground in the 22nd Ward, on the North Side, it was agreed among other things that the city should exonerate the taxes assessed against said property during its use as a playground; Therefore, be it

Resolved, That the Department of Assessors shall be and is hereby authorized and directed to exonerate said Phipps Playground property from all city taxes for and during the term of said agreement and the use of said property by the Allegheny Playground Association. This exoneration being in accordance with the condition of said agreement.

Passed May 29, 1922.

Approved June 1, 1922.

Resolution Book 5, Page 352.

No. 153

Whereas, John D. Sullivan, on February 24, 1922, about 1:15 P. M., while walking along the alley running from 7th avenue to Strawberry way, between Smithfield street and

Wood street, was shot in the right leg below the knee by Officer Mullen, who was pursuing a boy, and said John D. Sullivan was taken to the Allegheny General Hospital, where he incurred hospital, doctor and nurse's bills, and lost time, which amounted in all to \$1,029.69, and he believes he should be reimbursed for same; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of John D. Sullivan for the sum of \$1,029.69, being for hospital, doctor and nurse's bills, and lost time incurred as aforesaid, and charge the same to Code Account No. 42.

Passed May 22, 1922, by a two-thirds vote.

Pittsburgh, June 5, 1922.

I do hereby certify that the foregoing resolution, which has been disapproved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 5th day of June, A. D. 1922.

E. J. MARTIN,
Clerk of Council.

Resolution Book 5, Page 353.

No. 154

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of McCandless-Collingwood & Alexander, Inc., for the sum of \$15.00 for insurance for three years from February 1, 1922 to February 1, 1925 (Policy No. C-440890), premium on double brick building owned by the City of Pittsburgh and located on Murtland avenue, and charge same to Code Account No. 1777, Miscellaneous Services, Bureau of Parks.

Passed June 5, 1922, by a two-thirds vote.

Approved June 12, 1922.

Resolution Book 5, Page 353.

No. 155

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to

countersign a warrant in favor of Mrs. Mary Wheeler of 403 Gearing avenue, Pittsburgh, Pennsylvania, for One Hundred Fifty Dollars (\$150.00), in full settlement of any and all claims for damages which she might have against the City of Pittsburgh arising out of an accident that occurred to Mrs. Mary Wheeler on March 11, 1922, and charge the same to Code Account No. 42, Contingent Fund.

Passed June 5, 1922, by a two-thirds vote.

Approved June 12, 1922.

Resolution Book 5, Page 353.

No. 156

Whereas, the Annual Convention of the National Conference of Social Workers meets this year in the City of Providence, R. I. and it is the desire of the Director of the Department of Charities to send a representative from the Department of Charities, to attend such convention; Therefore, be it

Resolved, that permission is hereby granted to the Director of the Department of Charities to send a representative to attend such convention, and the expenses and cost entailed thereby shall not exceed \$125.00 to be paid from and charged to Appropriation 1319, Miscellaneous Services.

Passed June 5, 1922, by a two-thirds vote.

Approved June 12, 1922.

Resolution Book 5, Page 354.

No. 157

Whereas, Delos G. Harvey of No. 2 Emma street, has offered the City of Pittsburgh the sum of \$400.00 for two lots located on Robinson street, 5th Ward, City, bounded and described as follows: Beginning on the east side of Robinson street at a point 105 feet southwardly from Carillo street, thence southwardly 75 feet to a pin, thence eastwardly 195.54 feet to Dargh street, thence Northwardly 75 feet to a pin, thence westwardly 195.54 feet to Robinson street, the place of beginning. Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the above mentioned property to Delos G. Harvey for the sum of \$400.00.

Passed June 5, 1922.

Approved June 12, 1922.

Resolution Book 5, Page 354.

No. 158

Whereas, A meter has been installed by the City of Pittsburgh on the premises of Sam Ambroviel, supplying Number 2413 Fifth avenue, 4th Ward, Pittsburgh, Pa.; and,

Whereas, It appears that the flat rate for three quarters for water used in said premises would be \$14.07, and the meter readings at the current rates for the three quarters show a use of water in the sum of \$110.62, or an increase in the charge for water for said three quarters of \$96.55; and,

Whereas, it appears that this charge for water would work a great hardship upon the owner of said property and the situation arises by reason of the transition from the flat to the metered rate; now, therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed to issue an exoneration to the said Sam Ambroviel, on account of the said charge for water, in the sum of \$48.28, being 50 per cent of the excess of the metered rate over the former flat rate.

Passed June 5, 1922.

Approved June 12, 1922.

Resolution Book 5, Page 354.

No. 159

Resolved, That the City Controller be, and he is hereby authorized and directed to transfer from Appropriation No. 171, Water Improvements and Extension Loan Fund, to Appropriation 171-A, Salaries and Expenses, Bureau of Water, the sum of One Thousand Three Hundred Seventeen Dollars and Eighty-Five Cents (\$1,-

317.85), for the purpose of payment of Engineering, Mechanical and other services performed by employees of, or furnished to the Bureau of Water, Department of Public Works, in the improvement and extension of water system, installation of meters, etc., and materials and supplies used in connection with such work.

Passed June 5, 1922.

Approved June 12, 1922.

Resolution Book 5, Page 355.

No. 160

Resolved, That the City Controller shall be and he is hereby authorized empowered and directed to set aside the sum of \$1,500.00 in Code Account No. 1475 D—Materials—Bureau of Electricity for the purpose of purchasing supplies, materials and repair parts from the Pittsburgh Fire Alarm Company of Pittsburgh, Pa., for use of the Bureau of Electricity, Department of Public Safety, in connection with the operation of the police telegraph service in the City of Pittsburgh.

Passed June 5, 1922.

Approved June 12, 1922.

Resolution Book 5, Page 355.

No. 161

Resolved, That the City Controller shall be and he is hereby authorized, empowered and directed to transfer the sum of \$3,600.00 from Code Account No. 1445-A 3 Wages—Bureau of Police, to Code Account No. 1448, Item B, Carfare, Bureau of Police.

Passed June 5, 1922.

Approved June 13, 1922.

Resolution Book 5, Page 356.

No. 162

Resolved, That for the purpose of providing for the operation of the Bureau of Recreation, Department of Public Works for the fiscal year 1922, the City Controller shall be and he is

hereby authorized and directed to make the following distribution of Appropriation No. 1905-M, Maintenance Fund, Bureau of Recreation to the respective code accounts as set forth:

Code Account No.	Class	Amount Appropriated
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ATHLETICS AND PLAYGROUNDS.

1905-A	1	Salaries, regular employees	\$22,925.25
1906-A	4	Wages, temporary employees	14,888.00
1907-B		Miscellaneous Services	1,500.00
1908-C		Supplies	15,000.00
1909-D		Materials	1,886.75
1910-E		Repairs	2,000.00
1911-F		Equipment and Machinery	500.00

WASHINGTON RECREATION CENTER

1913-A		Salaries, regular employees	8,900.00
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ORMSBY RECREATION CENTER

1914-A	1	Salaries, regular employees	10,100.00
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LAWRENCE RECREATION CENTER

1915-A	1	Salaries, regular employees	8,900.00
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WARRINGTON RECREATION CENTER

1916-A	1	Salaries, regular employees	8,720.00
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WEST PENN RECREATION CENTER

1917-A	1	Salaries, regular employees	7,940.00
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SOUTH SIDE RECREATION CENTER

1918-A	1	Salaries, regular employees	6,080.00
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LEWIS RECREATION CENTER

1919-A	1	Salaries, regular employees	6,920.00
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BRUSHTON-SCHENLEY-HOMEWOOD POOLS.

1920-A	1	Salaries, regular employees	900.00
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BRUSHTON POOL.

1921-A 4 Wages, temporary employees 335.00

ORMSEY POOL.

1922-A 4 Wages, temporary employees 527.50

LAWRENCE POOL

1923-A 4 Wages, Temporary employees 527.50

SHERADEN POOL

1924-A 4 Wages, Temporary employees 360.00

SCHENLEY POOL

1925-A 4 Wages, temporary employees 490.00

SUMMER PLAYGROUNDS.

1926-A 4 Wages, temporary employees 5,600.00

Total\$125,000.00

Passed June 12, 1922.

Approved June 13, 1922.

Resolution Book 5, Page 356.

No. 163

Resolved, That the City Controller be and he is hereby authorized and directed to appropriate and set aside from the proceeds of Water Bonds Series "A" 1919, known as Appropriation No. 203, the sum of Eighty-one Thousand (\$81,000.00) Dollars for the purpose of payment of Engineering, Mechanical and other services performed by employees of the Bureau of Water, Department of Public Works, in the improvement and extension of water system, installation of meters, etc., and the purchase of commodities used in connection with such work, as follows:

\$40,000.00 for Salaries and Wages, and to be known as Appropriation No. 203-A.

\$41,000.00 for Miscellaneous Services, Supplies, Materials and Equipment, to be known as Appropriation No. 203-C.

Passed June 12, 1922.

Approved June 13, 1922.

Resolution Book 5, Page 357.

No. 164

Whereas, The flat rate water rent of Mathilda D. Denny at 2918 Liberty avenue, 6th Ward, was paid for the full year, 1919. February 6th, 1920, affidavit was made that the above premises was vacant all of that year; and

Whereas, The Board of Water Assessors, on February 6th, 1920, issued the attached exoneration for One hundred and forty nine (\$149.50) dollars and fifty cents; and

Whereas, The water rent was paid prior to the issuance of said exoneration; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Mathilda W. Denny in the sum of One hundred and forty nine (\$149.50) dollars and fifty cents, on account of refunding water rent on property at 2918 Liberty avenue, 6th Ward, and charge same to Appropriation No. 41, Refunding Taxes and Water Rent.

Passed June 12, 1922.

Approved June 13, 1922.

Resolution Book 5, Page 357.

No. 165

Whereas, In connection with the execution of the contract between the City of Pittsburgh and Diulus & De Pasquale, contractors for the construction of sidewalks in West Park, it was found necessary to do certain extra work which was not included in the contract and specifications for said work and could not be allowed under the terms of said contract, and

Whereas, the extra work in connection with the construction of sidewalks in West Park, as per extra bid approved May 27th, 1922, was properly executed, amounting to Seventy-seven (\$77.00) Dollars, as per bill accompanying the final estimate, now therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Diulus & De Pasquale, for the sum of Seventy-seven (\$77.00) Dollars for

extra work done on the contract for the construction of sidewalks in West Park and charge same to West Park Improvement Bonds, 1919, Bond Fund Appropriation No. 200.

Passed June 12, 1922, by a two-thirds vote.

Approved June 13, 1922.

Resolution Book 5, Page 358.

No. 166

Whereas, Herman L., Ludwig I. and Frederick C. Grote, Trustees under deed of Trust of C. H. Grote, owners of property comprising about 3 acres situate at the corner of Bigelow and Winterburn streets, have offered the same to the City of Pittsburgh for playgrounds purposes so long as the City exonerates taxes on same; Therefore, be it

Resolved, That the Director of the Department of Public Works be and he is hereby authorized and directed to take possession of said property and use same for playground purposes, and the City Assessors shall be and they are hereby authorized and directed to exonerate the said property from payment of city taxes so long as the same is used by the City for playground purposes.

Passed June 12, 1922.

Approved June 13, 1922.

Resolution Book 5, Page 358.

No. 167

Whereas, an audit has been made by the City Controller of the cost of the work under the contract with the American Reduction Company for the year ending December 31, 1921; and

Whereas, It appears that there is due and payable to the said Contractor for the collection and disposal of garbage and rubbish for the year ending December 31st, 1921, the sum of \$18,405.28; Therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to set aside on Contract No. 920 with the American Reduction

Company the sum of \$18,405.28 from Appropriation No. 1261, Garbage and Rubbish Disposal, and the Mayor and the City Controller shall be and they are hereby authorized and directed respectively to issue and countersign a warrant drawn on Contract No. 920, Appropriation No. 1261, in favor of the American Reduction Company for \$18,405.28, in full payment of the cost of garbage and rubbish collection and disposal for the year ending December 31st, 1921.

Passed June 5, 1922, by a two-thirds vote.

Approved June 14, 1922.

Resolution Book 5, Page 359.

No. 168

Whereas, The White Star Line, owners of one of the largest passenger and freight fleets in the world, has seen fit to honor the City of Pittsburgh by the naming of one of its new 20,000 ton liners the "Pittsburgh," and

Whereas, Despite of the fact Pittsburgh known as the Workshop of the World and in that capacity has furnished steel, machinery and other equipment for thousands of the ships that ply the seven seas, this is the first time that a vessel of this size has been named after the City excepting the naming of U. S. Cruiser "Pittsburgh"; Therefore, be it

Resolved, That we, the Council of the City of Pittsburgh, send to the officers of the White Star Line a vote of appreciation of their action in thus honoring our City; And, be it further

Resolved, That a copy of these resolutions be sent the Managing Director of the White Star Line at Philadelphia:

Passed June 19, 1922, read and adopted.

Approved June 19, 1922.

Resolution Book 5, Page 359.

No. 169

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to

countersign a warrant in favor of the Animal Rescue League of Pittsburgh for the sum of \$1,115.13 covering work done during the month of May, 1922, and charge the same to Code Account No. 1460, Item B, Miscellaneous Services, Dog Pound, Bureau of Police.

Passed June 19, 1922, by a two-thirds vote.

Approved June 22, 1922.

Resolution Book 5, Page 360.

No. 170

Resolved, That the Mayor be and he is authorized and directed to issue and the City Controller to countersign a warrant in favor of Clarence Brunner for \$117.79, in full settlement of all damages to his automobile injured by running into a stone on the Bigelow boulevard on April 14, 1922, and charge same to Code Account No. 42, Contingent Fund

Passed June 19, 1922 by a two-thirds vote.

Approved June 22, 1922.

Resolution Book 5, Page 360.

No. 171

Resolved, That the Mayor be and is hereby authorized and directed to issue, and the City Controller to Countersign, warrants in favor of the following named employees of the Bureau of Police covering expenses incurred by them in the performance of their duties and securing evidence against violators of the law and charge the same to the appropriation items named below, to-wit:

Schedule	Amount
J. P. Clancey, Appropriation No. 42	\$20.15
Louis H. Leff, Appropriation No. 42	1.15

Passed June 19, 1922, by a two-thirds vote.

Approved June 22, 1922.

Resolution Book 5, Page 360.

No. 172

Whereas, The flat rate water rent of Adele E. Gwinner at 427 Liberty avenue, 2nd Ward, was paid for the full year, water meter was installed April 10th, 1922, measuring all water used at these premises; and

Whereas, The Board of Water Assessors on June 9th, 1922, issued the attached exoneration for Two Hundred and Forty-five Dollars and Sixty cents (\$245.00); and

Whereas, The water rent was paid prior to the issuance of said exoneration; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Adele E. Gwinner in the sum of Two Hundred and Forty-five Dollars and Sixty Cents (\$245.60) on account of refunding water rent on property at 427 Liberty avenue, 2nd Ward, and charge same to Appropriation No. 41, Refunding Taxes and Water Rent.

Passed June 19, 1922, by a two-thirds vote.

Approved June 22, 1922.

Resolution Book 5, Page 360.

No. 173

Whereas, The Department of Assessors have issued exoneration on account of excessive assessments to the following persons in the amounts herein set forth:

John Moreland, 27th Ward.....	\$15.00
Wm. A. Seiling, 27th Ward.....	12.00
John Seiling, 27th Ward	8.04
H. C. Frick, 1st Ward	\$40.80

and

Whereas, the taxes on said property have been paid, and

Whereas, the Treasurer has no authority to refund the amount of said exoneration; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign warrants in favor of the following named persons: John Moreland in the sum of \$15.00; Wm.

A. Seiling, \$12.00; John Seiling, \$8.04; H. C. Frick, \$940.80, on account of refunding City taxes paid on excessive assessment, and charge the same to Appropriation No. 41, Refunding Taxes and Water Rents.

Passed June 19, 1922, by a two-thirds vote.

Approved June 22, 1922.

Resolution Book 5, Page 361.

No. 174

Whereas, E. L. Kirby offers the City of Pittsburgh the sum of \$200.00 for Lot No. 53 in Robert Henderson Heirs Plan located on Warren street, 25th Ward, City, bounded and described as follows: Beginning on the east side of Warren street at the corner of Lot No. 54 in said plan, thence extending northwardly 23.42 feet to Lot No. 52 in said plan, thence eastwardly 149.33 feet to a pin, thence southwardly 20 feet more or less to Lot No. 54 in said plan, thence westwardly 139.09 feet to Warren street, the place of beginning. Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the above mentioned lot to E. L. Kirby for the sum of \$200.00.

Passed June 19, 1922.

Approved June 22, 1922.

Resolution Book 5, Page 361.

No. 175

Resolved, That the Mayor be and is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following District Commissioners of the Bureau of Police for monies expended by them in securing evidence against violators of the law, to-wit:

Schedule	Amount
J. P. Clancey, Appropriation	
No. 42	\$ 7.50
John J. Ford, Appropriation	
No. 42	30.50
William J. Kane, Appropriation	
No. 42	66.95

Passed July 5, 1922, by a two-thirds vote.

Approved July 10, 1922.

Resolution Book 5, Page 362.

No. 176

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Booth & Flinn, Ltd., for the sum of Two Thousand One Hundred Sixty-eight Dollars and Twenty-five Cents (\$2,168.25) and charge the same to Appropriation No. 203, Water Bonds, Series "A" 1919, said amount being full payment for labor and material furnished incident to the lay of a 6-inch Cast Iron Water Pipe Line on the Boulevard of the Allies and Seneca street, between Gist and Tustin streets, from February 22, 1922 to March 3rd, 1922.

Passed July 5, 1922, by a two-thirds vote.

Approved July 10, 1922.

Ordinance Book 5, Page 362.

No. 177

Whereas, in the execution of the contract between the City of Pittsburgh and Booth & Flinn, Ltd., for the Reconstruction of Center avenue bridge, Contract No. 3, it was necessary to do certain additional work not provided for in the Contract and to pay for the cost of same as extra work; Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Booth & Flinn, Ltd., for the sum of Two Hundred Eighty-one and 76/100 (\$281.76) Dollars for extra work done on said Contract for the Reconstruction of Center Avenue Bridge, Contract No. 3, and charge same to Code Account 204, Bond Issue 1919.

Passed July 5, 1922, by a two-thirds vote.

Approved July 10, 1922.

Resolution Book 5, Page 362.

No. 178

Whereas in the Contract of John A. Galbreath for the installation of the plumbing system in Riverview Park Bath House there was extra work of installing 66 ft. of 1½" XX lead pipe at \$1.20 per foot; Now, Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant for the sum of \$79.20 in favor of John A. Galbreath for extra work on the contract for the installation of plumbing system in the Riverview Park Bath House and charge same to Contract No. 1256, Code Account No. 201, Playground Improvement Bonds.

Passed July 5, 1922, by a two-thirds vote.

Approved July 10, 1922.

Resolution Book 5, Page 363.

No. 179

Whereas, The Department of Assessors have issued exonerations on account of excessive assessments to the following persons in the amounts set forth:

William E. Harmon, 14th Ward... \$ 6.20
Realty Security Co., 1st Ward.... 55.50
Frank E. Willson, 14th Ward.... 23.52
Alexander Willson, 14th Ward... 14.12
Samuel A. Purvis, 27th Ward..... 10.00
Frank Wilbur Main, 4th Ward 24.00

Whereas, the taxes on said property have been paid; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign warrants in favor of the following named persons, William E. Harmon in the sum of \$6.20; Realty Security Co. \$55.50; Frank E. Willson, \$23.52; Alexander Willson, \$14.12; Samuel A. Purvis, \$10.00; Frank Wilbur Main, \$24.00, on account of refunding city taxes paid on excessive assessments, and charge the same to Appropriation No. 41, Refunding Taxes and Water Rents.

Passed July 5, 1922, by a two-thirds vote.

Approved July 10, 1922.

Resolution Book 5, Page 363.

No. 180

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Jas. H. McQuade & Sons Company for the sum of One Thousand Thirty-Eight Dollars (\$1,038.00), and charge same to Appropriation No. 203, Water Bonds, Series "A" 1919, the said amount being full payment for labor furnished incident to the relaying of 348.10 feet of 16-inch Cast Iron Water Pipe Line at \$ 2.95 per lineal foot, and the excavating of 11.1 feet of trench for fire hydrant connection at \$1.00 per lineal foot on West Carson street, near Wabash Railroad bridge from May 25th, 1922 to June 4th, 1922.

Passed July 5, 1922, by a two-thirds vote.

Approved July 10, 1922.

Resolution Book 5, Page 364.

No. 181

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of M. O'Herron Company for the sum of Nine Hundred Seventy Dollars and Ninety-three Cents (\$970.93), and charge same to Appropriation No. 203, Water Bonds, Series "A" 1919, the said amount being full payment for labor furnished incident to laying of 346.76 feet of 24-inch Cast Iron Water Pipe Line at \$2.80 per lineal foot, on Forbes street at intersection of Boulevard of Allies, from April 19, 1922 to April 30, 1922.

Passed July 5, 1922, by a two-thirds vote.

Approved July 10, 1922.

Resolution Book 5, Page 364.

No. 182

Whereas, in the execution of the contract between the City of Pittsburgh and the Pitt Construction Company for the Reconstruction of the Island Avenue Bridge (over the Ft.

Wayne and the Chicago Railroad) Contract No. 2, it was necessary to do certain additional work not provided for in the contract and pay for the cost of same as extra work; Now, Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Pitt Construction Company for the sum of Three Hundred and Fifty-five and 70/100 (\$355.70) for extra work done on said contract for the reconstruction of the Island avenue bridge (over the Ft. Wayne and Chicago Railroad) Contract No. 2, and charge same to Code Account 219, Bond Issue 1919.

Passed July 5, 1922, by a two-thirds vote.

Approved July 10, 1922.

Resolution Book 5, Page 364.

No. 183

Whereas, in the contract for the Sargent Electric Company for the installation of the lighting system at the North Side Market House there was extra work necessitating the installation of conduit, fittings, fan and light outlets in the rear of stands from No. 2 to No. 40, inclusive; also installing additional standards; Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Sargent Electric Company for the sum of \$794.37 for extra work in connection with the installation of the lighting system in the North Side Market House and charge same to Contract No. 1246, Code Account No. 1697 "B", Structural and Non-Structural Improvement, North Side Market, Bureau of City Property.

Passed July 5, 1922, by a two-thirds vote.

Approved July 10, 1922.

Resolution Book 5, Page 365.

No. 184

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed to Mar-

tina J. Rea upon the payment of \$100 for

All that certain tract or piece of ground situate in the Twenty-fourth ward, (formerly Twelfth Ward, Allegheny), Pittsburgh, Allegheny County, Pennsylvania, bounded and described as follows:

Beginning at the corner of John Hoehlerle 40 feet South to Fountain street; thence 24 feet, more or less, to a point on land of Reed; thence along the same parallel with Quarry street 14 feet; thence towards Quarry street 55 feet 6½ inches; thence at right angles with Quarry street 195 feet, more or less, to lot of Hoehlerle aforesaid; thence by same 25 feet to the place of beginning.

Passed July 5, 1922.

Approved July 10, 1922.

Resolution Book 5, Page 365.

No. 185

Resolution authorizing the adjustment of the account of the Equitable Gas Company and the Allegheny Heating Company against the City of Pittsburgh, and the payment thereof, through the application of proper credits to the account between the City of Pittsburgh and the Duquesne Light Company for the purchase of the North Side Lighting Plant.

Whereas, The City Solicitor of the City of Pittsburgh on November 22, 1919, entered into a stipulation with the counsel for the Equitable Gas Company, which provided:

"It is further agreed that counsel for the City of Pittsburgh shall institute legal proceedings before the proper tribunal, to determine whether the City of Pittsburgh is entitled to free gas under the provisions of said Westinghouse Ordinance, and, in the event of the said issue between the said Equitable Gas Company and the City of Pittsburgh being heard by the Supreme Court of Pennsylvania, and finally determined by the Supreme Court of Pennsylvania, in favor of said Company, or, if the case is not heard by the Supreme Court, in the event that the final decree of any other tribunal, of lesser jurisdiction, which is not appealed

from, is in favor of the said Company, then the City of Pittsburgh shall pay to the said Equitable Gas Company, at its published rates, for all gas consumed by said City on and after the reading of meters in the buildings of the Police, Fire, Markets and City Property Departments, on the 15th day of October, 1919."

Whereas, the rights of the City in the premises were subsequently litigated in the case of City of Pittsburgh vs. Philadelphia Co. reported at 268 Pennsylvania Supreme Court Reports, Page 234, and the question of free gas to municipalities has been subsequently passed upon by the appellant courts of this state, in all of which cases, the decisions have been adverse to the municipality to enforce franchise provisions providing for free gas since the passage of the "Public Service Company Law", and

Whereas, the total indebtedness of the City of Pittsburgh to the Allegheny Heating Co. and the Equitable Gas Co. in accordance with the meter readings from October 15, 1919, to April 30, 1922, was \$41,428.55, and \$119,315.78, respectively or a total indebtedness of \$160,744.33, and

Whereas, the aforesaid decision of the Supreme Court was handed down on June 26, 1920, and

Whereas, it appears that the amount of gas used from the date of stipulation, to-wit, October 15, 1919, to June 30, 1920, the nearest approximate date of the meter readings, after the final decision of the Supreme Court was Allegheny Heating Company \$10,270.58 and Equitable Gas Company \$33,441.46, making a total of \$43,682.04, and

Whereas, the said gas companies have indicated a willingness to adjust the amount owing by the City to the gas companies, from the date of June 30, 1920, thereby saving to the City the sum of \$43,682.04, provided the City will not further litigate said questions, and will arrange for the payment in the future of the said bills as hereinafter provided, and

Whereas, the Duquesne Light Company has heretofore purchased the North Side Lighting Plant of the City of Pittsburgh, and was on April

30, 1922, indebted to the City on account thereof in the sum of \$178,326.81, and is willing to adjust its accounts with the City so that the net amount of \$117,062.29 may be paid to the said gas companies by the Duquesne Light Co. and may be credited against its account with the City as aforesaid. Now, therefore, be it

Resolved, That the City Solicitor and the Special Assistant City Solicitor be and they are hereby authorized and directed to compromise the said accounts of the Allegheny Heating Company and the Equitable Gas Company against the City of Pittsburgh, for natural gas furnished since Oct. 15, 1919 to April 30, 1922, in the sums of \$31,157.97 and \$85,904.32, respectively making the total sum of \$117,062.29, and be it further

Resolved, That the Duquesne Light Company is hereby authorized to credit the sum of \$117,062.29 against the amount owing by it to the City on account of the purchase of the North Side Lighting Plant, and pay the aforesaid sums to the Allegheny Heating Co. and the Equitable Gas Co. respectively, and the said Equitable Gas Co. and the Allegheny Heating Co. are thereupon to give a receipt in full to the City for all gas used by the City between the dates of October 15, 1919 and April 30, 1922, and for all claims and charges whatsoever prior to April 30, 1922, and be it further

Resolved, That the Duquesne Light Company will continue to apply the net unpaid balance on account of the purchase price of the North Side Lighting Plant to the discharge of the City's obligations for furnishing light on the North Side, Pittsburgh, Pa., and the discharge of the indebtedness of the City of Pittsburgh to the said Allegheny Heating Co. and Equitable Gas Co. for gas furnished to the City after April 30, 1922. It being the intent and purpose of this Resolution that the Duquesne Light Co. shall apply any remaining balance of monies owing to the City on account of the purchase of the North Side Lighting Plant, first to the discharge of the City's indebtedness for the lighting of the North Side, and any remaining balance to the discharge of the City's indebtedness to said gas companies for gas used after April 30, 1922. And it further

appearing that the said balance will not be sufficient to meet the entire indebtedness of the City of Pittsburgh accruing in 1922 for said purposes, that the said gas companies will continue to furnish gas, and the City stipulates that it will either in the budget of 1923 or prior thereto if possible, arrange to pay and will pay the net amount of the said gas bills which may be rendered subsequent to April 30, 1922.

Passed July 5, 1922.

Approved July 10, 1922.

Resolution Book 5, Page 366.

No. 186

Whereas, The Diocese of Pittsburgh of the Protestant Episcopal Church passed a resolution and appointed a committee to invite the General Convention of the Protestant Episcopal Church of America to hold the next Triennial Session in Pittsburgh in 1925; and

Whereas, This convention will bring to the City of Pittsburgh about 125 Bishops representing all the Dioceses in the United States and her possessions and all the missionary districts in foreign lands; in addition to bringing to our city leading clerical and lay delegates from all over the United States, numbering about 1,000; and it will also bring to our city perhaps 600 to 800 representatives of women's organizations; and

Whereas, This convention has usually 5,000 persons in attendance, and convenes for a period of three weeks; and

Whereas, The City of Pittsburgh is adequately prepared to accommodate the delegates to this convention; and

Whereas, It would be a credit to Pittsburgh to have the honor of entertaining the delegates to this convention; therefore, be it

Resolved, That the City of Pittsburgh hereby joins with the Diocese of Pittsburgh of the Protestant Episcopal Church in inviting the General Convention of the Protestant Episcopal Church of America to hold the next Triennial Session in this City during the year 1925; and be it further

Resolved, That a copy of these resolutions be transmitted to the Committee on Next Place of Meeting of the General Convention of the Protestant Episcopal Church in America, Portland, Oregon.

Passed July 10, 1922, read and adopted.

Approved July 12, 1922.

Resolution Book 5, Page 368.

No. 187

Resolved, That the City Controller is hereby authorized and directed to transfer the sum of Eleven Hundred (\$1,100.00) Dollars from Code Account No. 1048, salaries regular employees, Transit Commission to Code Account 1096, Supplies, Department of Assessors and the sum of Six Hundred and Sixty Dollars (\$660.00) from Code Account 1093, Salaries regular employees, Department of Assessors to Code Account No. 1094, Salaries, Temporary employees, Department of Assessors.

Passed July 10, 1922.

Approved July 12, 1922.

Resolution Book 5, Page 368.

No. 188

Whereas, A meter has been installed at premises of Barnett Davis, 2028-34 Rose street, 5th Ward, Pittsburgh, Pa.; and

Whereas, It appears that the flat rate for two quarters for water used in said premises would be \$16.50, and meter readings at the current rates for the two quarters, show a use of water in the sum of \$60.04, or an increase in the charge for the water for said two quarters of \$43.54, and

Whereas, It appears that the charge for water would work a great hardship upon the owner of the said property; Therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be and it is hereby authorized and directed to issue an exoneration to the said Barnett Davis on account of said charges for water in the sum of

\$21.77, being 50 per cent of the excess meter rate over the former flat rate.

Passed July 10, 1922.

Approved July 12, 1922.

Resolution Book 5, Page 368.

No. 189

Whereas, Emil B. Zandlers of 45 So. Main street, City offers the City of Pittsburgh the sum of \$250.00 for Lot No. 138 in Arlington Place Plan located on Broadhead street, 12th Ward, City, bounded and described as follows: Beginning on the north side of Broadhead street at a point 92.34 feet east of Joshua street, thence extending eastwardly 25 feet to Lot No. 137 in said plan, thence northwardly 120 feet to Mayo way, thence westwardly 25 feet to Lot No. 139 in said plan, thence southwardly 120 feet to Broadhead street the place of beginning. Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Emil B. Zandlers for the sum of \$250.00.

Passed July 10, 1922.

Approved July 12, 1922.

Resolution Book 5, Page 369.

No. 190

Whereas, John A. Harris of 8104 Frankstown avenue, offers the City of Pittsburgh the sum of \$625.00 for Lot No. 7 located on Frankstown avenue, 13th Ward, City, bounded and described as follows: Beginning on the south side of Frankstown avenue at a point 151.22 feet north of the corner of Frankstown avenue and Dornbush street, thence extending northwardly 25 feet to a point, thence eastwardly 107.82 feet to Exley alley, thence southwardly 25.17 feet to a point, thence westwardly 104.92 feet to Frankstown avenue, the place of beginning. Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to John A. Harris for the sum of \$625.00.

Passed July 10, 1922.

Approved July 12, 1922.

Resolution Book 5, Page 369.

No. 191

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of \$44,000.00 from Code Account No. 1755, Supplies, Mechanical Division, Bureau of Water, to Code Account No. 1590 E, Streets, General Repaving, Bureau of Engineering.

Passed July 10, 1922.

Approved July 18, 1922.

Resolution Book 5, Page 370.

No. 192

Whereas, an additional appropriation is necessary in order to complete Contract No. 5655, Mayor's Office file 289, for the grading, regrading, etc., and otherwise improving the Boulevard of the Allies, from a point 215.12 feet east of the east line of Shingiss street to the east line of Gist street, in order to cover the increased cost of constructing retaining walls, additional grading and various street improvement items, and

Whereas, there is a balance available in the funds set apart by Council and authorized for the execution of contracts for the improvement of the Boulevard of the Allies in excess of the required additional appropriation for this contract; Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Fifty Thousand (\$50,000.00) Dollars from the amount authorized for the payment of the cost of contracts for the improvement of the Boulevard of the Allies Bond Fund Appropriation No. 207, to the appropriation for the payment of the cost for the completion of Contract No. 5655, Mayor's Office File 289 entered into with the Thomas Cronin Company for the grading, regrading, etc., and otherwise improving the Boulevard of the Allies, from a point 215.12 feet east of the east

line of Shingiss street to the east line of Gist street, and the Mayor and the City Controller be and they are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of completing said contract.

Passed July 17, 1922, by a two-thirds vote.

Approved July 18, 1922.

Resolution Book 5, Page 370.

No. 193

Whereas, under a recent advertisement for proposals no bids were tendered for the construction of a foot bridge over East Ohio street on line of McFadden street, etc., for the reason that the sum of Ten Thousand (\$10,000.00) Dollars appropriated by the terms of Ordinance No. 193, approved June 22, 1922, is insufficient to cover the cost of said work, it now being estimated that an additional sum of Fifteen Hundred (\$1,500.00) Dollars will be required for this purpose, and

Whereas, there is an unencumbered balance in excess of Fifteen Hundred (\$1,500.00) Dollars remaining in Code Account No. 42, heretofore appropriated by the terms of Ordinance No. 382, approved August 18, 1921, for the payment of the cost of the City's share of this work; Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Fifteen Hundred (\$1,500.00) Dollars from Code Account No. 42, item "City's share of the cost of constructing a foot bridge on line of McFadden street over Pennsylvania Railroad and East Ohio street" and to credit same as an additional sum for the payment of the cost of a contract or contracts for the construction of a foot bridge over East Ohio street on line of McFadden street, as authorized by the terms of Ordinance No. 193, approved June 22, 1922, and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Passed July 17, 1922, by a two-thirds vote.

Approved July 20, 1922.

Resolution Book 5, Page 371.

No. 194

Resolved, That the City Controller shall be and he is hereby authorized, empowered and directed to transfer the sum of \$250.00 from Code Account No. 1481, Item A-1, Salaries, Regular Employees, Bureau of Building Inspection, to Code Account No. 1483, Item C, Supplies, Bureau of Building Inspection.

Passed July 17, 1922.

Approved July 20, 1922.

Resolution Book 5, Page 371.

No. 195

Whereas, the system installed by the Bureau of Engineering, D. P. W., for testing samples of concrete, has developed to such an extent as to require the installation of certain additional seasoning troughs, and

Whereas, no funds are available in the regular code accounts of the Bureau of Engineering for payment of the cost for said equipment; Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$500 from Code Account No. 1516-F, Equipment, Photographic Division, Department of Public Works, to Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering.

Passed July 17, 1922.

Approved July 20, 1922.

Resolution Book 5, Page 371.

No. 196

Whereas, J. O. Riley of 3066 Stafford street has offered the City of Pittsburgh the sum of \$100.00 for

Lot No. 578 located on Stafford street, 20th Ward, City, bounded and described as follows:

Beginning on the North Side of Stafford street at the dividing line between Lots 578 and 579 and distant 202.35 feet, more or less, eastwardly to Ashlyn street; thence extending southeastwardly along Stafford street 35 feet, more or less, to a point; thence northeastwardly 20 feet, more or less, to a point; thence northwestwardly 35 feet to a point; thence southwestwardly 28.1 feet to Stafford street, at the place of beginning. Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to J. O. Riley for the sum of \$100.00.

Passed July 17, 1922.

Approved July 20, 1922.

Resolution Book 5, Page 372.

No. 197

Whereas, Stephen Buchko offers the City of Pittsburgh the sum of \$250 for Lot No. 27 in Joseph Nixon Plan of Lots located on Forward avenue, also \$250.00 for Lot No. 33 in Jos. Nixon Plan on Forward avenue, 14th Ward, bounded and described as follows:

Lot No. 27—Beginning on the north side of Forward avenue at the corner of Lot No. 26 in said plan, thence extending eastwardly 22 feet to Lot No. 28 in said plan, thence northwardly 115 feet to Naylor street, thence westwardly 22 feet to Lot No. 26, thence southwardly 116 feet to Forward avenue, the place of beginning.

Lot No. 33—Beginning on the north side of Forward avenue at the corner of Lot No. 32 in said plan, thence eastwardly 28.5 feet to Lot No. 34, thence northwardly 109 feet to Naylor street, thence westwardly 21.15 feet to Lot No. 32 in said plan, thence southwardly 110 feet to Forward avenue, the place of beginning. Therefore, be it

Resolved, That the Mayor be and he is hereby authorized to execute and deliver a deed for the afore-

mentioned properties to Stephen Buchko for the sum of \$50.00.

Passed July 17, 1922.

Approved July 20, 1922.

Resolution Book 5, Page 372.

No. 198

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to Countersign a warrant in favor of the Animal Rescue League of Pittsburgh for the sum of \$1,164.33 covering work done during the month of June, 1922, and charge the same to Code Account No. 1460, Bureau of Police.

Passed July 17, 1922, by a two-thirds vote.

Approved July 20, 1922.

Resolution Book 5, Page 373.

No. 199

Whereas, Mary B. Dunbar, owner of certain property comprising about six acres situate in the 28th Ward, has offered the same to the City of Pittsburgh for playground purposes for the year 1922, on condition that the City take reasonable care of said property and not damage or remove any trees without getting permission from the owner, and it is further agreed the city shall refund the sum of \$156.22 taxes paid by the said Mary B. Dunbar for the year 1922; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Mary B. Dunbar in the sum of \$156.22 on account of refunding city taxes paid by her on her property situated in the 28th Ward, and charge the same to Appropriation No. 41, Refunding Taxes and Water Rents.

Passed July 17, 1922, by a two-thirds vote.

Approved July 20, 1922.

Resolution Book 5, Page 373.

No. 200

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following District Commissioners of the Bureau of Police to reimburse them for monies expended by them in securing evidence against violations of the law, and charge the amounts to the appropriation items shown below. To-wit:

Name	Amount
Charles Faulkner, Appropriation No. 42	\$46.50
John J. Ford, Appropriation No. 42	17.15

Passed July 17, 1922, by a two-thirds vote.

Approved July 20, 1922,

Resolution Book 5, Page 373.

No. 201

Whereas, The Department of Assessors have issued exoneration on account of excessive assessments to the following persons in the amounts herein set forth:

John Dewar, 27th Ward.....	\$22.40
Wladyslaw Figwiski, 6th Ward..	13.20
Wm. M. King, 14th Ward.....	35.28
Frederick A. Klass, 27th Ward....	8.40
Antonio Lavorqua, 4th Ward.....	29.20
H. Walton Mitchell, 1st Ward....	9.41
Dennis Rowan, 27th Ward.....	12.00

Whereas, the taxes on said property have been paid and the treasurer has no authority to refund the amount of said exonerations, Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following named persons: John Dewar, in the sum of \$22.40; Wladyslaw Figwiski, \$13.20; Wm. M. King, \$35.28; Frederick A. Klass, \$8.40; Antonio Lavorqua, \$29.20; Walton Mitchell, \$9.41; Dennis Brown, \$12.00, on account of refunding city taxes paid in excessive assessment and charge same to appropriation No. 41, Refunding taxes and water rents.

Passed July 17, 1922, by a two-thirds vote.

Approved July 20, 1922.

Resolution Book 5, Page 374.

No. 202

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Wayne Iron Works for one portable band stand in the sum of six hundred and fifty (\$650.00) dollars plus freight, or so much of the same as may be necessary, same to be chargeable to and payable from code account F-1892, Bureau of Parks.

Passed July 17, 1922, by a two-thirds vote.

Approved July 21, 1922.

Resolution Book 5, Page 374.

No. 203

Whereas, the City of Pittsburgh has sold the Public Safety Building, containing the Central Police Station and police courts, in order to widen and improve Cherry way, from Sixth avenue to Liberty avenue, in an effort to help relief traffic congestion in the downtown section; and

Whereas, the City of Pittsburgh is compelled to secure suitable quarters for police station and courts; and

Whereas, The Allegheny County Jail Building is most convenient and is available owing to large unused space in said Jail Building; and

Whereas, The City of Pittsburgh is willing to make any necessary changes to the Jail Building in order to keep City Jail separate and apart from the County Jail quarters without marring the architectural appearance of the exterior of the County property and without expense to the County of Allegheny; Therefore, be it

Resolved, That the Mayor and Council of the City of Pittsburgh join in requesting the Prison Board of Allegheny County to grant permission to the City of Pittsburgh to use

a portion of the Allegheny County Jail Building at terms to be agreed upon later; and be it further

Resolved, That the Chairman of the Allegheny County Prison Board be requested to call a meeting of the Board at once to consider this request and give prompt answer, and further that a copy of this resolution be mailed to each member of the Prison Board.

Passed July 26, 1922, read and adopted.

Approved July 27, 1922.

Resolution Book 5, Page 374.

No. 204

Whereas, in connection with the Bigelow boulevard improvement work last fall, Mr. James L. Grimes, Forester, Bureau of Parks, used his own car with the authorization of Mr. Norman F. Brown, former Director of the Department of Public Works and with the understanding that his expenses for gasoline, oil, etc., would be paid by the City of Pittsburgh; Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of James L. Grimes in the amount of \$40.43 for his expenses in connection with the using of his automobile on the Bigelow boulevard improvement work as authorized by Norman F. Brown, former Director of the Department of Public Works and charge same to Code Account No. 198 C, Bigelow Boulevard Improvement.

Passed July 24, 1922, by a two-thirds vote.

Approved July 27, 1922.

Resolution Book 5, Page 375.

No. 205

Whereas, Mary Elizabeth Moore of 515 Melwood street, City, offers the City of Pittsburgh the sum of \$950.00 for two lots located on Melwood street, 5th Ward, City, in the Charles A. Coltan Plan, bounded and described as follows: Lots Nos. 87 and 88, be-

ginning on the west side of Melwood avenue at the corner of Byron street, thence extending northwardly 40 feet to Lot. No. 89 in said plan, thence westwardly 95 feet to Gold way, thence southwardly 40 feet to Byron street, thence eastwardly 95 feet to the corner of Byron street and Melwood avenue, the place of beginning; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the above mentioned property to Mary Elizabeth Moore for the sum of \$950.00.

Passed July 24, 1922.

Approved July 27, 1922.

Resolution Book 5, Page 376.

No. 206

Whereas, the supply accounts in several divisions of the Bureau of Parks are now exhausted, and

Whereas, it will be necessary to have money to maintain these divisions for the balance of the year, and

Whereas, there are several balances in the salary accounts, Therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the following sums to wit:

From

Code Account 1787, Salaries	
Regular employes, Schen-	
ley Nursery	\$185.00.
Code Account 1803, Salaries	
Regular employes, Schen-	
ley Conservatory	562.50.
Code Account 1841, Salaries	
Regular employes, High-	
land Zoo	150.00.
Code Account 1872, Miscellan-	
eous Services, West Park.....	75.00.

To

Code Account 1793, Supplies,	
Schenley Golf Grounds	185.00.
Code Account 1807, Supplies,	
Schenley Park Conservatory	562.50.
Code Account 1817, Materials,	
North Side Conservatory.....	150.00.
Code Account 1874, Materials,	
West Park, North Side.....	75.00.

Passed July 24, 1922.
Approved July 29, 1922.
Resolution Book 5, Page 376.

No. 207

Whereas, the funds in Code Account 1901-C Supplies, Bureau of Tests are not sufficient to meet the bill rolls for the balance of the year, and,

Whereas, there is a balance remaining in Code Accounts 1898 A-1 Salaries and 1903-E Repairs to cover said estimated deficits; Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following sums to wit:

From
Code Account 1898-A Salaries....\$148.00
Code Account 1903-E Repairs.... 200.00
To
Code Account 1901-C Supplies 348.00

Passed July 24, 1922.
Approved July 29, 1922.
Resolution Book 5, Page 376.

No. 208

Resolved, That the Collector of Delinquent Taxes be, and he is hereby authorized and directed, upon payment to him of the sum of \$3,334.51, to receipt for all taxes and satisfy all tax liens entered against properties in the First Ward, City of Pittsburgh, assessed in the names of Nevin A. Corb et al. and David L. Newell, et al., as specifically listed herein.

Nevin A. Corb et al. Assessment

D. T. D. No. 23 October Term
1913\$142.93
D. T. D. No. 3211 January
Term, 1914 271.85
D. T. D. No. 3 April Term,
1916 250.13
D. T. D. No. 3 April Term,
1917 241.04
D. T. D. No. 11 April Term,
1918 255.11

D. T. D. No. 11 January Term,
1920 252.87
D. T. D. No. 11 January Term,
1921 217.36
D. T. D. No. 6 January Term,
1922 254.75
City taxes for the year 1919.... 203.56
City taxes for the year 1920.... 228.27
City taxes for the year 1921.... 230.30

David L. Newell Assessment.

City taxes for the year 1919.... 861.40
City taxes for the year 1920.... 984.33
City taxes for the year 1921.... 594.70
City taxes for the year 1922.... 686.40

Passed July 31, 1922.
Approved August 8, 1922.
Resolution Book 5, Page 377.

No. 209

Whereas, There is not sufficient funds in Code Account No. 1600, Repairs, to meet the bills for making necessary repairs; and

Whereas, there are available balances in Code Accounts, No. 1599 and 1601; Therefor, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$150 to Code Account No. 1600 from the following Code Accounts, in Bureau of Deed Registry:

Code Account No. 1599, Sup-
plies\$125.00
Code Account No. 1601, Equip-
ment 25.00
\$150.00

Passed July 31, 1922.
Approved August 8, 1922.
Resolution Book 5, Page 377.

No. 210

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of Three Hundred (\$300.00) dollars from Code Account No. 1228, Salaries regular employees, Division of Tu-

berculosis Hospital, to Code Account No. 1230, Miscellaneous Services, Tuberculosis Hospital, Department of Public Health.

Passed July 31, 1922.

Approved August 8, 1922.

Resolution Book 5, Page 378.

No. 211

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Potter Title and Trust Company in the sum of One Thousand, Five Hundred Thirty-seven and 75/100 (\$1,537.75) Dollars in payment of bills contracted by the City of Pittsburgh for examining titles of property in condemnation proceedings for the acquisition, development and improvement of land located in the Saw Mill Run Valley for park purposes and charge the same to Bond Fund No. 226, Saw Mill Run Valley Park Bonds, Series "A".

Passed July 31, 1922, by a two-thirds vote.

Approved August 8, 1922.

Resolution Book 5, Page 378.

No. 212

Resolved, That the Mayor be and he is hereby authorized, and directed to issue and the City Controller to countersign a warrant in favor of the South Pittsburgh Water Company in the sum of \$100.00, the said sum covering a deposit made with Chartiers Township as security for street opening permit obtained in 1920, and charge to Code Account No. 50, Chartiers Township.

Passed July 31, 1922, by a two-thirds vote.

Approved August 8, 1922.

Resolution Book 5, Page 378.

No. 213

Whereas, W. S. Koerner, of 1734 Warren street, North Side, Pittsburgh, Pa., offers the City of Pittsburgh the

sum of \$800.00 for a piece of ground on Warren street, bounded and described as follows:

Beginning on the easterly side of Warren street at the northerly line of property of W. S. Koerner; thence in a northerly direction along Warren street 50 feet to a point; thence in an easterly direction 277 feet to a point; thence in a southerly direction 75 feet to a point; thence in a westerly direction 72.5 feet to property of W. S. Koerner; thence northwardly along Koerner property 25 feet; thence still along Koerner property in a westerly direction 200 feet to the place of beginning; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to W. S. Koerner for the sum of \$800.00.

Passed August 3, 1922.

Approved August 8, 1922.

Resolution Book 5, Page 379.

No. 214

Whereas, Rev. Lawrence A. O'Connell of the Epiphany Church has offered to lease to the City of Pittsburgh, lots Nos. 58, 60, 62, 64 Congress street covering an area of 84x90 feet, for playground purposes for a period of one year, with the privilege of renewing said lease at the expiration thereof, for the exoneration of the City taxes, and

Whereas, the taxes for the year 1922 amounting to \$622.10 have been paid on said property, it is agreed the City shall refund half the same to the owners of said property; Therefore, be it

Resolved, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to enter into a lease with Rev. Lawrence A. O'Connell for said property for a period of one year, with privilege of renewing said lease at the expiration thereof, for the exoneration of the City taxes, and be it further

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to

countersign a warrant in favor of Rev. Lawrence A. O'Connell in the sum of \$311.05 on account of refunding City taxes paid by him on the property situated on Nos. 58, 60, 62, 64 Congress street and charge same to Appropriation No. 41, Refunding taxes and Water rents.

Passed August 3, 1922, by a two-thirds vote.

Approved August 8, 1922.

Resolution Book 5, Page 379.

No. 215

Whereas, in connection with the execution of the contract between the City of Pittsburgh and Booth & Flinn, Ltd. for the grading, paving and curbing of Mackinaw avenue, from Saranac avenue to Wenzell avenue, it was necessary to do certain extra work which was not included in the contract and specifications for said improvement, and could not be allowed under the terms of said contract, covering the allowance of extra work and prices of material, amounting \$2,878.74, as per bill accompanying the final estimate; Now, therefore, be it

Resolved, That the said extras, as herein set forth, certified by the Department of Public Works, be approved, and the City Controller is authorized and directed to charge the same as part of the cost of said improvement.

Passed August 3, 1922, by a two-thirds vote.

Approved August 8, 1922.

Resolution Book 5, Page 380.

No. 216

Whereas, D. J. Counahan is a Plumber in the General Office of the Department of Public Safety; and,

Whereas, while in the performance of his duties, repairing a steam line at the Department of Public Safety building, Sixth avenue and Cherry way, on May 20, 1922, he was injured on the left foot by reason of a manhole lid dropping thereon which necessitated his remaining off duty

for a period of 7½ days from said date of May 29, 1922, to June 1, 1922; Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of D. J. Counahan for the sum of \$67.50, covering 7½ days' Lost Time at \$9.00 per day, and charge the same to Code Account No. 44, Workmen's Compensation Fund.

Passed August 3, 1922, by a two-thirds vote.

Approved August 8, 1922.

Resolution Book 5, Page 380.

No. 217

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following persons in the sums set opposite their respective names, in payment of forfeits posted by them at No. 6 Police Station and alleged to have been misappropriated by Willard A. Wilson, a patrolman acting as Magistrate's Clerk, and charge the same first to Special Fund Deposited by bondsmen of Willard A. Wilson, and the balance to be charged to Code Account 42, Contingent Fund:

John J. Gilluly	\$ 55.00
Alfred France	55.00
Jos. Dickens	15.00
William McCune	100.00
John O'Carroll	55.00
Charles Ross	45.00
A. J. Soldon	55.00
Peter Macuso	55.00
W. N. Onning	55.00
Wm. Thompson	306.39
John L. Harris	15.00
C. W. Laughlin	55.00
Isadore Bloomberger	10.00
Joseph E. Lowry	50.00

Passed August 3, 1922, by a two-thirds vote.

Approved August 8, 1922.

Resolution Book 5, Page 381.

No. 218

Whereas, C. E. McKim, owner of property at 335 McKee Place, Fourth Ward, was notified by the City of Pittsburgh that there was a leak in the service line leading to his property; and

Whereas, His agent, the Fidelis Realty Company, immediately engaged the services of the Okaland Plumbing Company to repair the leak; and

Whereas, it was discovered that the leak was not in his line but was in the City's main line; and

Whereas, Mr. McKim was put to the expense of \$46.15 as a result of this and he believes he should be reimbursed; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of C. E. McKim in the sum of \$23.08 reimbursing him for expenses incurred as recited above, and charge same to Appropriation No. 42, Contingent Fund.

Passed August 3, 1922, by a two-thirds vote.

Approved August 8, 1922.

Resolution Book 5, Page 381.

No. 219

Whereas, in connection with the execution of the contract between the City of Pittsburgh and, the M. O'Herron Company for the repaving, etc., of Carson street East, and the other streets affected thereby, from Smithfield street to South 7th street, it was necessary to do certain extra work, which was not included in the contract or specifications, for said improvement, and could not be allowed under the terms of said contract governing the allowance of extra work and the prices of material, amounting to \$9,074.38 as per bill accompanying final estimate; Now, therefore, be it

Resolved, That the said extras as herein set forth, certified by the Department of Public Works, be approved and the City Controller is authorized and directed to charge

the same as part of the cost of said improvement.

Passed August 3, 1922, by a two-thirds vote.

Approved August 8, 1922.

Resolution Book 5, Page 382.

No. 220

Whereas, The Department of Assessors have issued exoneration on account of excessive assessments to the following persons in the amounts set forth:

Pittsburgh Garage Co., 4th Ward	\$84.00
The Oakland Pittsburgh Co., 5th Ward	48.00
Frank W. Canning, 14th Ward....	4.71
Lula B. Hetzel, 14th Ward.....	6.00
Wm. H. and Elizabeth Wunderlich, 14th Ward	5.88
Wm. Flaccus Oak Leather Co., 24th Ward	116.40
Wm. Woods, 26th Ward	24.57

Whereas, the taxes on said property have been paid; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign warrants in favor of the following named persons: Pittsburgh Garage Co. in the sum of \$84.00; The Oakland Pittsburgh Co., \$48.00; Frank M. Canning, \$4.71; Lula B. Hetzel, \$6.00; Wm. H. and Elizabeth Wunderlich, \$5.88; The Wm. Flaccus Oak Leather Co., \$116.40; Wm. Woods, \$24.57, on account of refunding city taxes paid on excessive assessments and charge the same to Appropriation No. 41, Refunding Taxes and Water Rents.

Passed August 3, 1922, by a two-thirds vote.

Approved August 8, 1922.

Resolution Book 5, Page 382.

No. 221

Resolved, That the sum of one thousand five hundred (\$1,500.00) dollars, or so much thereof as may

be necessary, shall be and the same is hereby set aside in Appropriation No. 42, Contingent Fund, for the use of the Department of Public Works in defraying the necessary expenses of erection, also decoration of stands and other expenses incidental to the acceptance of the bust of William Pitt in the rotunda of the City-County building.

Passed August 3, 1922.

Approved August 8, 1922.

Resolution Book 5, Page 383.

No. 222

Whereas, the Bureau of Highways and Sewers has outstanding certain unpaid bills for repairs to equipment incurred during 1921, and there are certain requirements for repairs to equipment now in use, absolutely necessary to continue Bureau operations, and

Whereas, there are certain appropriations for supplies which have been expended for commodities absolutely necessary for the operation of the functions of the Bureau of, and

Whereas, the Bureau of Highways and Sewers has no funds from which these accounts can be liquidated or for the purchase of certain supplies necessary for the operation of the Bureau functions, for the remainder of the fiscal year.

Resolved, That the City Controller be and he is hereby authorized and directed to transfer from Code Account No. 1771, Contract No. 715, Duquesne Light Company, Bureau of Light, the sum of \$9,970.00 to the several code accounts below set forth:

From Code No. 1771, Contract No. 715, Duquesne Light Co., Bureau of Light, to Code No. 1609, Supplies, Division Offices	\$ 500.00
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From Code No. 1771, Contract No. 715, Duquesne Light Co., Bureau of Light, to Code No. 1614, Supplies, Stables and Yards	500.00
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From Code No. 1771, Contract No. 715, Duquesne Light Co., Bureau of Light, to Code No. 1616, Repairs, Stables and Yards	4,735.90
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From Code No. 1771, Contract No. 715, Duquesne Light Co., Bureau of Light, to Code No. 1623, Supplies, Cleaning Highways	1,000.00
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From Code No. 1771, Contract No. 715, Duquesne Light Co., Bureau of Light, to Code 1625, Repairs, Cleaning Highways	1,502.80
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From Code No. 1771, Contract No. 715, Duquesne Light Co., Bureau of Light, to Code No. 1635, Supplies, Sewer Drops	200.00
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From Code No. 1771, Contract No. 715, Duquesne Light Co., Bureau of Light, to Code No. 1657, Repairs, Asphalt Plant	1,531.30
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\$9,970.00

Passed August 3, 1922.

Approved August 8, 1922.

Resolution Book 5, Page 383.

No. 223

Whereas, the supply account for Schenley Park Conservatory is now exhausted, and

Whereas, it will require additional money to pay gas bills, purchase supplies, etc., for the balance of year 1922, and

Whereas, there appears a balance in wage account 1878; Therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the following sum to wit:

From

Code Account 1878, Wages Temporary Employees, Street Tree Division	\$3,200.00
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To

Code Account 1807, Supplies, Schenley Conservatory.....	3,200.00
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Passed August 3, 1922.

Approved August 8, 1922.

Resolution Book 5, Page 384.

No. 224

Resolved, That the Mayor, be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Friendship Auto Supply Company, Inc., in the sum of Four Hundred and Fifty Dollars (\$450.00), to be applied, upon receipt of a good and sufficient deed therefor to the City of Pittsburgh, to payment in full for a triangular piece of ground in the Ninth Ward, City of Pittsburgh, located at the intersection of Friendship avenue and Torley street, having an area of one hundred and seventy five (175) square feet; and, be it further

Resolved, That the City Controller be, and he is hereby authorized and directed to transfer, for the purpose of this purchase, the sum of Four Hundred and Fifty Dollars (\$450.00) from Code Account 1516-F, Department of Public Works, to Code Account 1661, Bureau of City Property.

Passed August 5, 1922, by a two-thirds vote.

Approved August 8, 1922.

Resolution Book 5, Page 384.

No. 225

Whereas, in carrying out the contract for the grading, regrading, etc., and otherwise improving the Boulevard of the Allies from a point 163.22 feet east of Brady street to a point 559.73 feet east of Brady street, etc., it was necessary to have the contractor for this improvement, M. O'Herron Company, do certain extra work consisting of various items of work which were not covered by the contract and for which extra work bids were received from the contractor and approved by the Department of Public Works, and

Whereas, said work was completed at a cost of \$3,392.06; Now, therefore, be it

Resolved, that the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of M. O'Herron Company for the sum of \$3,392.06 for extra work on the contract for grading, regrading, etc.,

of the Boulevard of the Allies, from a point 163.22 ft. east of Brady street to a point 559.73 feet east of Brady street, etc., and charge same to contract No. 1218 on file in the City Controller's office.

Passed August 5, 1922, by a two-thirds vote.

Approved August 8, 1922.

Resolution Book 5, Page 384.

No. 226

Whereas, in connection with the execution of the contract between the City of Pittsburgh and Booth & Flinn, Ltd., for the grading, paving and curbing of Shiras avenue, from Palm Beach Avenue to Candace street, it was necessary to do certain extra work which was not included in the contract and specifications for said improvement, and could not be allowed under the terms of said contract governing the allowance of extra work and the prices of material, amounting to \$1,887.24, as per bill accompanying the final estimate; Now, therefore be it

Resolved, That the said extras, as herein set forth, certified by the Department of Public Works, be approved, and the City Controller is authorized and directed to charge the same as part of the cost of said improvement.

Passed August 5, 1922, by a two-thirds vote.

Approved August 8, 1922.

Resolution Book 5, Page 385.

No. 227

Whereas, in connection with the execution of the contract between the City of Pittsburgh and Booth & Flinn, Ltd. for the grading, paving and curbing, etc., Boulevard of the Allies, from Gist street to a point east of Seneca street, it was necessary to do certain extra work which was not included in the contract and specifications for said improvement, and could not be allowed under the terms of said contract governing the allowance of extra work and the

price of material, amounting to \$15,-368.46, as per bill accompanying final estimate; Now, therefore, be it

Resolved, That the said extras as herein set forth, certified by the Department of Public Works, be approved and the City Controller is authorized and directed to charge the same as part of the cost of said improvement.

Passed August 5, 1922, by a two-thirds vote.

Approved August 8th, 1922.

Resolution Book 5, Page 385.

No. 228

Whereas, in connection with the execution of the contract between the City of Pittsburgh and Booth a Flinn Ltd., for the grading, paving and curbing of Saranac avenue, from West Liberty avenue to Palm Beach avenue, it was necessary to do certain extra work which was not included in the contract and specifications for said improvement, and could not be allowed under the terms of said contract governing the allowance of extra work, and the prices of material, amounting to \$2,269.36, as per bill accompanying the final estimate; Now, therefore, be it

Resolved, That the said extras, as herein set forth, certified by the Department of Public Works, be approved, and the City Controller is authorized and directed to charge the same as part of the cost of said improvement.

Passed August 5, 1922, by a two-thirds vote.

Approved August 8, 1922.

Resolution Book 5, Page 386.

No. 229

Resolved, That the City Controller be and is hereby authorized and directed to transfer the sum of Twenty-six Hundred (\$2,600.00) Dollars from Appropriation Account No. 1752, Wages Regular Employees, to Appropriation Account No. 1754, Miscellaneous

Services, Department of Public Works, Bureau of Water, Mechanical Division.

Passed August 5, 1922.

Approved August 8, 1922.

Resolution Book 5, Page 386.

No. 230

Resolved, That the City Controller shall be and is hereby authorized, empowered and directed to transfer the sum of \$75.00 from Code Account No. 1481, Item A-1, Salaries, Regular Employees, Bureau of Building Inspection, to Code Account No. 1442, Item C, Supplies, Division of Boiler Inspection, General Office, Department of Public Safety.

Passed August 5, 1922.

Approved August 8, 1922.

Resolution Book 5, Page 386.

No. 231

Whereas, the funds appropriated for the payment of Miscellaneous Services, Supplies and Equipment in the several Code Accounts of the Bureau of Engineering are depleted and it becomes necessary to provide additional funds, amounting in the aggregate to \$1,500.00, to meet pay-rolls for the balance of the year, and

Whereas, it is estimated that a surplus in excess of said amount will occur in Contract No. 715, Duquesne Light Company, Code Account No. 1771, Bureau of Light, Now, therefore, be it

Resolved, That the City Controller be, and he is hereby authorized and directed to transfer the following sums, amounting in the aggregate to \$1,500.00, from Contract No. 715, Duquesne Light Company, Code Account No. 1771, Bureau of Light, to the respective Code Accounts of the Bureau of Engineering, as set forth to-wit:

\$ 250.00 to Code Account No. 1526-B, Miscellaneous Services, Division of Surveys.

75.00 to Code Account No. 1544-C, Supplies, Division of Bridges.

200.00 to Code Account No. 1572-B,
Miscellaneous Services, Division of Sewers.
350.00 to Code Account No. 1583-B,
Miscellaneous services, Division of Streets.
125.00 to Code Account No. 1587-F,
Equipment, Division of Streets.
500.00 to Code Account No. 1590-E,
General Repaving, Division of Streets.

\$1,500.00 TOTAL

Passed August 5, 1922.

Approved August 8, 1922.

Resolution Book 5, Page 387.

No. 232

Whereas, a deficit, in the amount of \$207.68, has occurred in Code Account No. 1522-F, Equipment, General Office, Bureau of Engineering; and

Whereas, it is necessary to provide certain additional filing equipment, and

Whereas, it is estimated that a surplus, in excess of the amount herein required is available in Code Account No. 1537, A-1, Salaries, regular Employees, Division of Parks and Playgrounds, Bureau of Engineering; Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$250, from Code Account No. 1537, A-1, Salaries, Regular Employees, Division of Parks and Playgrounds, to Code Account No. 1522-F, Equipment, General Office, Bureau of Engineering.

Passed August 5, 1922.

Approved August 8, 1922.

Resolution Book 5, Page 387.

No. 233

Whereas, there are not sufficient funds in code account 1591, Restoration Bigelow Boulevard, to pay the cost of the final estimate for the contract held by A. L. Anderson & Bros., contract 1242, Controller's office file, and,

Whereas, there are available balances in other code accounts in the Bureau of Engineering; Now, therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the following sums, to-wit:

From
Code Account 1591, Restoration
Bigelow boulevard\$ 80.58
Code Account 1755, Contract
No. 1288 8,000.00
Code Account 1560, Materials,
Bridge Repainting 1,712.88
Amounting in the aggregate
to\$9,793.44

To
Code Account 1591, Contract
No. 1242, Controller's office
file\$9,793.44

Passed August 5, 1922.

Approved August 8, 1922.

Resolution Book 5, Page 388.

No. 234

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of Nine Hundred and Fifty (\$950.00) Dollars from Code Account 1228, Salaries Regular Employees, to Code Account 1230, Miscellaneous Services, Tuberculosis Hospital, Bureau of Infectious Diseases, Department of Public Health.

Passed August 5, 1922.

Approved August 8, 1922.

Resolution Book 5, Page 388.

No. 235

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of Six Hundred and Fifty (\$650.00) Dollars from Code Account 1235, Salaries of Regular Employees, to Code Account 1238, Miscellaneous Services, Municipal Hospital, Bureau of Infectious Diseases, Department of Public Health.

Passed August 5, 1922.

Approved August 8, 1922.

Resolution Book 5, Page 388.

No. 236

Whereas, The Director of the Department of Charities wishes to have installed at the Pittsburgh City Home and Hospitals, Mayview, Pa., a Radio Apparatus for the benefit of the inmates of the various departments of the City Home and Hospitals, and,

Whereas, This work can be done for the sum of One Thousand (\$1,000.00) dollars; Therefore, be it

Resolved, That the City Controller shall be and is hereby authorized and directed to transfer the sum of One Thousand Dollars (\$1,000.00) from Appropriation 1352, Wages, Regular Employees, Mayview Coal Mine, at the City Home and Hospitals, to Code Account 1302, Miscellaneous Services, General Office, Department of Charities.

Passed August 5, 1922.

Approved August 8, 1922.

Resolution Book 5, Page 388.

No. 237

Whereas, there was no distribution made of the amount appropriated for the maintenance of the Bureau of Recreation for the fiscal year 1922 until the passage of Resolution No. 162, approved June 13, 1922; and

Whereas, expenditures for the maintenance of the Bureau of Recreation have been charged to and paid from Appropriation No. 1905-M; Therefore, be it

Resolved, That the City Controller, the Director of the Department of Public Works and the Director of the Department of Supplies shall be and they are hereby respectively authorized and directed to charge expenditures already made to appropriations in the amounts listed:

Appropriation 1905	\$11,708.81
Appropriation 1906	7,409.25

Appropriation 1907	800.91
Appropriation 1908	6,963.84
Appropriation 1909	1,087.70
Appropriation 1910	462.27
Appropriation 1911	461.53
Appropriation 1913	4,261.25
Appropriation 1914	4,207.50
Appropriation 1915	4,684.50
Appropriation 1916	3,965.50
Appropriation 1917	3,755.83
Appropriation 1918	3,403.25
Appropriation 1919	2,960.25
Appropriation 1920	522.50
Appropriation 1922	442.75
Appropriation 1923	522.50

Passed August 5, 1922.

Approved August 8, 1922.

Resolution Book 5, Page 389.

No. 238

Whereas, it is necessary to make an immediate and thorough investigation of the condition of the Point Bridge over the Monongahela river, and

Whereas, a special appropriation and special additional engineering service are needed in order to make such inspection; Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Three Thousand (\$3,000.00) Dollars from Code Account No. 42, Contingent Fund, to Code Account 1567½, Repairs to Point Bridge, and the Director of the Department of Public Works is authorized and directed to investigate the condition of the Point Bridge over the Monongahela river, and to employ regular employees of the Bureau of Engineering and such special engineering service as may be necessary therefor, and to charge the cost of salaries and wages therefor to Code Account 1567½, Repairs to Point Bridge.

Passed August 5, 1922.

Approved August 8, 1922.

Resolution Book 5, Page 390.

No. 239

Resolved, That the City Controller shall be and he is hereby authorized

and directed to transfer the sum of \$900.00 from Appropriation No. 42, Contingent Fund, to Code Account No. 68, A-Wages, Temporary Employees, Allegheny Playground Association, for the purpose of paying employees at the Riverview Park Swimming Pool.

Passed August 5, 1922.

Pittsburgh, August 18, 1922.

I do hereby certify that the foregoing resolution, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval, on August 7th, 1922, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon the same became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN,
Clerk of Council.

Resolution Book 5, Page 390.

No. 240

Resolved, That the Western Pennsylvania Hospital, owner of a certain lot of ground in the Eighth Ward, Pittsburgh, Pa., fronting on the southerly side of Friendship avenue, extending from Millvale avenue to Gross street, and using the same as a purely public charity, upon which the City of Pittsburgh has assessed and levied a tax for the year 1922 in the sum of \$681.39, be and is hereby exonerated from payment of said tax.

Passed August 3, 1922.

Pittsburgh, August 15, 1922.

I do hereby certify that the foregoing resolution, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval, on August 4, 1922, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon the same became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN,
Clerk of Council.

Resolution Book 5, Page 390.

No. 241

Resolved, That the City Controller shall be and he is hereby authorized, empowered and directed to transfer the sum of \$2,500.00 from Appropriation No. 42, Contingent Fund, to the following code accounts:

Code Account No. 1927, Salaries	\$1,125.00
Code Account No. 1928, Supplies	500.00
Code Account No. 1929, Equipment	875.00
Bath House and Comfort Station, Crawford street and Wylie avenue.	

Passed August 5, 1922.

Pittsburgh, August 18, 1922.

I do hereby certify that the foregoing resolution, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval, on August 7th, 1922, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon the same became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN,
Clerk of Council.

Resolution Book 5, Page 391.

No. 242

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of John Lauderbaugh, member of the Bureau of Fire, for the sum of \$284.82, for time lost and doctor's bill for injuries received while on duty as driver at No. 20 Engine House; the period of lost time extending from March 27th to May 21, 1922, a total of 56 days, and charge same to Appropriation No. 44-M, Workmen's Compensation Fund.

Passed August 3, 1922.

Pittsburgh, September 18, 1922.

I do hereby certify that the foregoing resolution, which has been dis-

approved by the Mayor, and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 18th day of September, A. D. 1922.

Resolution Book 5, Page 391.

No. 243

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Animal Rescue League of Pittsburgh, Pa., for the sum of \$2,225.76 covering work done during the months of July and August, 1922, and charge the same to Code Account No. 1460, Item B, Miscellaneous Services, Dog Pound, Bureau of Police.

Passed September 18th, 1922.

Approved September 19, 1922.

Resolution Book 5, Page 391.

No. 244

Whereas, in the execution of the contract between the City of Pittsburgh and J. Toner Barr for the Reconstruction of Sidewalks on West Approach to Center Avenue Bridge, Contract No. 4, it was necessary to do certain additional work not provided in the contract and to pay for the cost of same as extra work; Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of J. Toner Barr for the sum of One Hundred Thirty-three and 63/100 (\$133.63) Dollars, for extra work done on said contract for the Reconstruction of Sidewalks on West Approach to Center Avenue Bridge, Contract No. 4, and charge the same to No. 204, Bond Issue 1919.

Passed September 18, by a two-thirds vote.

Approved September 19, 1922.

Resolution Book 5, Page 392.

No. 245

Resolved, That the Mayor be and he is hereby authorized and directed

to issue, and the City Controller to countersign, a warrant in favor of the following employees of the Bureau of Police for monies expended by them in securing evidence against illegal liquor selling and other violations of the law, and charge to the appropriation hereinafter specified, to-wit:

Name	Amount
J. P. Clancey, Appropriation No. 42	\$46.25
Jeremiah L. Deasy, Appropriation No. 42.....	68.05
E. J. Means, Appropriation No. 42	74.80
Frank Vincent, Appropriation No. 42	27.75

Passed September 18, 1922, by a two-thirds vote.

Approved September 19, 1922.

Resolution Book 5, Page 392.

No. 246

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Mrs. C. P. Clark in the sum of \$2,500, being settlement in full of any and all claims for damages which she might have against the City of Pittsburgh, arising out of injuries which she received June 4, 1921, by being struck by a golf ball while driving in an automobile near the golf links in Schenley Park, and charge the same to Code Account No. 42, Contingent Fund.

Passed September 18, 1922, by a two-thirds vote.

Approved September 19, 1922.

Resolution Book 5, Page 392.

No. 247

Whereas, in the execution of the contract, between the City of Pittsburgh and the Dravo Contracting Company, for the Boulevard of the Allies, Viaduct No. 1, Foundations, Contract No. 1, it was necessary to do certain additional work not provided for in the contract and to pay for the cost of same as extra work; Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Dravo Contracting Company for the sum of One Thousand Eight Hundred Forty-four and 55/100 (\$1,844.55) Dollars, for extra work done on said contract for the Boulevard of the Allies, Viaduct No. 1, Foundations, Contract No. 1 and charge same to No. 207 Bond Issue of 1919.

Passed September 18, 1922, by a two-thirds vote.

Approved September 19, 1922.

Resolution Book 5, Page 393.

No. 248

Whereas, in the execution of the contract between the City of Pittsburgh and the Pitt Construction Company for the Improvement of the Boulevard of the Allies, Viaduct No. 2, Concrete Slab, Railings, etc., Contract No. 9, it was necessary to do certain additional work not provided for in the contract and to pay for the cost of same as extra work; Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Pitt Construction Company for the sum of Six Hundred Eleven and 12/100 (\$611.12) Dollars for extra work done on said Contract for the Improvement of the Boulevard of the Allies, Viaduct No. 2, Concrete Slab, Railings, etc., Contract No. 9, and charge the same to Code Account No. 207. Contract No. 1281, on file in City Controller's Office.

Passed September 18, 1922, by a two-thirds vote.

Approved September 19, 1922.

Resolution Book 5, Page 393.

No. 249

Whereas, the Department of Assessors has issued exonerations on account of excessive assessments to the following persons in the amounts set forth:

Martin Grogan, 4th Ward.....\$11.76
A. W. Schlester, 4th Ward..... 48.00
Sarah Ann Damm, 14th Ward..... 6.00
Annie E. Carlin, 27th Ward..... 7.45
Peter Farkaly, 27th Ward..... 18.00
Louis Stephany, 27th Ward..... 11.00

Whereas, the taxes on said property have been paid and the Treasurer has no authority to refund the amount of said exonerations; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of the following named persons: Martin Grogan in the sum of \$11.76; A. W. Schlester, \$48.00; Sarah Ann Damm, \$6.00; Annie E. Carlin, \$7.45; Peter Farkalay, \$18.00; Louis Stephany, \$11.00, on account of refunding city taxes paid in excessive assessments and charge same to appropriation No. 41, Refunding taxes and water rents.

Passed September 18, 1922, by a two-thirds vote.

Approved September 19, 1922.

Resolution Book 5, Page 393.

No. 250

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Stephen Sagi for \$200.00, in full settlement of any and all claims for damages which he might have against the City of Pittsburgh, arising out of an accident that occurred on January 23, 1922, at 8:00 o'clock P. M., when Stephen Sagi was injured while walking down the Home Rule Steps, on account of a broken step, and charge the same to Code Account No. 42, Contingent Fund.

Passed September 18, 1922, by a two-thirds vote.

Approved September 19, 1922.

Resolution Book 5, Page 394.

No. 251

Whereas, on February 11th, 1922, the City of Pittsburgh, through the Department of Supplies, entered into

a contract with the United & Globe Rubber Company for the furnishing of ten thousand (10,000) feet of fire hose at a price of 71-8/10 cents per foot; and

Whereas, upon receipt of the hose a test was made by the City Chemist in connection with the Field Auditor of the Controller's Office and it developed that the hose conformed in every respect with the specification requirements with the exception that it slightly exceeded the weight specified therein; and

Whereas, there are copies of letters from the Director of Tests and the Director of the Department of Public Safety certifying that this slight defect would not interfere with the working of the hose; and

Whereas, the Director of the Department of Supplies has taken the matter up with the United & Globe Rubber Company and they have offered to make a deduction of 2 cents per foot for adjustment if the City will accept same; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant upon proper certification by bill roll of this account for the payment of the said hose at the deduction offered.

Passed September 18, 1922, by a two-thirds vote.

Approved September 19, 1922.

Resolution Book 5, Page 394.

No. 252

Whereas, Anna Steckler of 119 Perry View avenue, offers the City of Pittsburgh the sum of \$150.00 for lots Nos. 218 and 219 in the Duquesne Park Plan located on Portman avenue, 26th Ward, City, bounded and described as follows: Beginning on the east side of Portman avenue at the corner of Lot No. 220 in said plan, thence extending northwardly 50 feet to Lot No. 217 in said plan, thence eastwardly 70 feet to Hewitt street, thence southwardly 50 feet to Lot No. 220, thence westwardly 70 feet to Portman avenue, the place of beginning; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Anna Steckler for the sum of \$150.00.

Passed September 18, 1922.

Approved September 19, 1922.

Resolution Book 5, Page 395.

No. 253

Whereas, a meter has been installed at premises of Angiolina Rodgers, 43-47 Crawford street, 3rd Ward, Pittsburgh, Pa., and

Whereas, It appears that the flat rate for one quarter for water used in said premises would be \$5.94, and meter readings at the current rates for the quarter show a use of water in the sum of \$85.84, or an increase in the charge for the water for said period of \$79.90, and

Whereas, it appears that the charge for water would work a great hardship upon the owner of the said property; Therefore, be it

Resolved; That the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed to issue an exoneration to the said Angiolina Rodgers on account of said charge for water in the sum of \$39.95, being 50 per cent of the excess meter rate over the former flat rate.

Passed September 18, 1922.

Approved September 19, 1922.

Resolution Book 5, Page 395.

No. 254

Whereas, in order to install water pipes ahead of the grading, developing and paving of streets, it will be necessary to lay water pipes at once, on the following named streets:

Fair Oaks avenue, from Malvern avenue to Bennington avenue,

Fair Oaks avenue from Inverness avenue to Murdoch street,

Squirrel Hill avenue from Maynard street to Fair Oaks avenue,

Bennington avenue from Maynard street to Fair Oaks avenue,
Inverness avenue from Maynard street to Fair Oaks avenue,
Murdoch street from Wilkins avenue to Armand way; all in the 14th Ward of the City of Pittsburgh; and

Whereas, there is not sufficient revenue to warrant the laying of such pipes by the City of Pittsburgh; Therefore, be it

Resolved, That the City of Pittsburgh hereby gives its consent to the Commonwealth Real Estate Company, and they are hereby authorized and empowered to lay the said water pipe lines on

Fair Oaks avenue from Malvern avenue to Bennington avenue,

Fair Oaks avenue from Inverness avenue to Murdoch street,

Squirrel Hill avenue from Maynard street to Fair Oaks avenue,

Bennington avenue from Maynard street to Fair Oaks avenue,

Inverness avenue from Maynard street to Fair Oaks avenue,

Murdoch street from Wilkins avenue to Armand way; all in the 14th Ward of the City of Pittsburgh, under the form of contract and specifications approved by the City of Pittsburgh, and under the direction and supervision of the Director of the Department of Public Works of said City;

Provided, That the City of Pittsburgh shall have the right and option at its election to purchase from the said Commonwealth Real Estate Company all of the said pipes, fire hydrants and appurtenances laid or established under this resolution at any time in the future it may see fit so to do, for a price not exceeding the actual cost of the laying and establishing of said pipe, fire hydrants and appurtenances, as ascertained by the said Director at the time that the work was done;

And provided further, that the cost of laying and establishing said pipes, fire hydrants and appurtenances shall not, in any event, exceed the sum of Eleven Thousand Dollars (\$11,000.00).

And provided further, that the City may issue and install water service connections, hydrants and other appurtenances in a manner, and to the

same extent as though such pipe lines were the property of the City.

Passed September 18, 1922.

Approved September 19, 1922.

Resolution Book 5, Page 396.

No. 255

Resolved, That the City Controller be and he is hereby authorized and directed to appropriate and set aside from the proceeds of Water Bonds Series "A" 1919, Appropriation No. 203, the sum of Thirty-five Thousand (\$35,000.00) Dollars for the purpose of payment of Engineering and Mechanical and other services performed by employees of the Bureau of Water, Department of Public Works, in the improvement and extension of water system, installation of water meters, etc., in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

That said appropriation shall be known as No. 203-A, Salaries and Wages.

Passed September 18, 1922.

Approved September 19, 1922.

Resolution Book 5, Page 397.

No. 256

Whereas, it is necessary to provide funds, in the amount of \$200.00, for the purchase of fibre cans to be used in the testing of concrete; and

Whereas, there are insufficient funds in the proper code account for the purchase of same, and

Whereas, it is estimated that a surplus in excess of this amount will obtain in Code Account No. 1538-B, Miscellaneous Services, Division of Parks and Playgrounds, Bureau of Engineering; Now, Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Two

Hundred Dollars (\$200.00) from Code Account No. 1538-B, Miscellaneous Services, Division of Parks and Play-

grounds, to Code Account No. 1520-C, Supplies, General Office, Bureau of Engineering.

Passed September 18, 1922.

Approved September 19, 1922.

Resolution Book 5, Page 397.

No. 257

Whereas, due to the purchase of a portable band stand which was charged against Code Account No. 1892-B, Choral Leader and Lantern Slides, and

Whereas, there are not sufficient funds in Code Account 1892-B to meet the payment of miscellaneous items, and

Whereas, there is an available balance remaining in Code Account 1891-B, Summer Concerts; Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Two Hundred Forty (\$240.00) Dollars from Code Account No. 1891-B Bands, to No. 1892-B, Choral Leader and Lantern Slides.

Passed September 18, 1922.

Approved, September 19, 1922.

Resolution Book 5, Page 397.

No. 258

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of John Brinker in the sum of \$45.00, refunding the amount paid by him for a license to operate a picture theater situated on Homewood avenue, which the Department of Public Safety ordered closed; and charge same to code account No. 42, Contingent Fund.

Passed September 25, 1922, by a two-thirds vote.

Approved September 27, 1922.

Resolution Book 5, Page 398.

No. 259

Whereas, in connection with the execution of the contract between the City of Pittsburgh and the M. O'Heron Company, for the Boulevard of the Allies, Steps and Auxiliary Wall at the Soho School, it was necessary to do certain extra work which was not included in the contract and specifications for said improvement and could not be allowed under the terms of said contract governing the allowance of extra work; amounting to \$69.75, as per bill accompanying final estimate; Now, therefore, be it

Resolved, That the said extra work as herein set forth, certified by the Department of Public Works, be approved and the City Controller is authorized and directed to charge the same as part of the cost of said improvement.

Passed September 25, 1922, by a two-thirds vote.

Approved September 27, 1922.

Resolution Book 5, Page 398.

No. 260

Whereas, a meter has been installed at the premises of A. B. & R. Shoenfeld, No. 68 Crawford street, 3rd Ward, Pittsburgh, Pa., and

Whereas, it appears that the flat rate for two quarters for water used in said premises would be \$8.37, and meter readings at the current rates for the two quarters show a use of water in the sum of \$54.72, or an increase in the charge for the water for said period of \$46.35, and

Whereas, it appears that the charge for water would work a great hardship upon the owner of said property; Therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed to issue an exoneration to the said A. B. & R. Shoenfeld on account of said charges for water in the sum of \$23.18, being 50% of the excess meter rate over the former flat rate.

Passed September 25, 1922.

Approved September 27, 1922.

Resolution Book 5, Page 398.

No. 261

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of \$12,000.00 from Code Account No. 1036, Repairs, Fire Apparatus, to Code Account No. 1033, Supplies, Municipal Garage and Repair Shop, for the purchase of providing funds for the purchase of gasoline for the balance of the fiscal year.

Passed September 25, 1922.

Approved September 27, 1922.

Resolution Book 5, Page 399.

No. 262

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of \$1,560.00 from Appropriation No. 42, Contingent Fund, to various appropriations as listed, for the purpose of providing funds for the payment of current union wages to carpenters in the employ of the City:

To Appropriation 1318, Wages Temporary Employees, May-view	\$ 96.00
To Appropriation 1428, Wages Regular Employees, D. P. S.	384.00
To Appropriation 1550, Wages Regular Employees, Bridge Repairs, Bureau Engineering	192.00
To Appropriation 1640, Wages Temporary Employees, Boardwalks and Steps, Bureau Highways & Sewers....	120.00
To Appropriation 1653, Wages Temporary Employees, As-plant Plant, Bureau of Highways & Sewers.....	96.00
To Appropriation 1668, Wages Regular Employees, City-County Building	96.00
To Appropriation 1761, Wages Temporary Employees, Mechanical Division Bureau of Water	96.00
To Appropriation 1753, Wages Temporary Employees, Dis-tribution Division Bureau of Water	96.00
To Appropriation 1804, Wages Regular Employees Schenley Conservatory	96.00

To Appropriation 1814, Wages Temporary Employees North Side Conservatory	96.00
To Appropriation 1829, Wages Temporary Employees High-land Park	96.00
To Appropriation 1906, Wages Temporary Employees Bureau of Recreation	96.00
	<u>\$1,560.00</u>

Passed September 25, 1922.

Approved September 27, 1922.

Resolution Book 5, Page 399.

No. 263

Resolution of the Mayor and Council of the City of Pittsburgh, in relation to investigations by the United States Senate as to the prices of gasoline in the United States, particularly in Pennsylvania, and also in reference to a law requiring sellers of gasoline to disclose the contents of the various grades of gasoline for sale.

Whereas, the Mayor and the Council of the City of Pittsburgh have made certain investigations with respect to the prices of gasoline in the states of Pennsylvania, Ohio, New Jersey and West Virginia, for the purpose of ascertaining whether or not discriminations exist both with respect to prices and quality of gasoline sold, and

Whereas, it appears that fluctuations exist in these states in the price of gasoline varying from 5 to 8 cents due largely to the quality of the gasoline, which is frequently not disclosed to the buyer, and

Whereas, it appears that the present prices for gasoline are unreasonable and excessive and not warranted by the prices paid for crude oil; Now, therefore, be it

Resolved, by the Mayor and the Council of the City of Pittsburgh, that the City of Pittsburgh take such steps as may be necessary and helpful to remedy the existing conditions, and among other things, to recommend that the United States Senate continue and complete its investigations pursuant to Senate Resolution No. 295, and be it further

Resolved, That appropriate legislation be enacted by the Congress of the United States, requiring all dealers in gasoline to furnish the public with definite information as to the quality and characteristics of the gasoline offered for sale by the various dealers, and be it further

Resolved, That appropriate legislation be enacted to secure a reasonable and proper price for gasoline, and be it further

Resolved, That a copy of this resolution be sent to the President of the United States, the Senators from this state, to Senator LaFollette, the senator introducing the aforesaid resolution in the United States Senate, and to the present members of the House of Representatives from the county of Allegheny.

Passed September 25, 1922.

Approved September 28, 1922.

Resolution Book 5, Page 400.

No. 264

Whereas, An audit has been made by the City Controller of the cost of the work under the contract with W. & H. Walker, Allegheny Garbage Company Department, for the year ending December 31, 1921; and

Whereas, it appears that there is due and payable to the said Contractor for the collection and disposal of garbage and rubbish for the year ending December 31st, 1921, the sum of \$17,013.02; Therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to set aside on Contract No. 921, with W. & H. Walker, Allegheny Garbage Company Department, the sum of \$17,013.02 from Appropriation No. 1261, Garbage and Rubbish Disposal, and the Mayor and the City Controller shall be and they are hereby authorized and directed respectively to issue and countersign a warrant drawn on Contract No. 921, Appropriation No. 1261, in favor of W. & H. Walker, Allegheny Garbage Company Department, for \$17,013.02, in full payment of the cost of garbage and rubbish collection and disposal for the year ending December 31st, 1921.

Passed September 18, 1922, by a two-thirds vote.

Pittsburgh, October 2, 1922.

I do hereby certify that the foregoing resolution, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval, on September 19, 1922, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon the same became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN,
Clerk of Council

Resolution Book 5, Page 400.

No. 265

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign warrants for services rendered in a consulting capacity and for the preparation of diagrams and sketches illustrating the zoning ordinance as follows:

Harland Bartholomew, Consultant. Six Hundred (\$600.00) Dollars or proportional amounts thereof.

Carroll E. Marks, Architect, Three Hundred Fifty (\$350.00) Dollars or proportional amounts thereof.

These amounts to be charged against Code Account 1108-B, Miscellaneous Services, Department of City Planning.

Passed October 2, 1922, by a two-thirds vote.

Approved October 3, 1922.

Resolution Book 5, Page 401.

No. 266

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of John C. Calhoun, Superintendent of the Bureau of Police, for the sum of \$96.00 covering monies expended for

State Driver's licenses for motorcycle patrolmen and patrol wagon drivers in the Bureau of Police for the year 1922, and charge the same to Code Account No. 42, Contingent Fund.

Passed October 2, 1922, by a two-thirds vote.

Approved October 3, 1922.

Resolution Book 5, Page 401.

No. 267

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of John C. Calhoun, Superintendent of the Bureau of Police, for the sum of \$375.81 covering monies expended by him in attending the International Convention of Chiefs of Police held at San Francisco, California, during the month of June, 1922, and charge the same to Code Account No. 42, Contingent Fund.

Passed October 2, 1922, by a two-thirds vote.

Approved October 3, 1922.

Resolution Book 5, Page 402.

No. 268

Whereas, in the prosecution of Contract No. 1232, General Work at the Combination Bath House and Comfort Station, Crawford street and Wylie avenue, it was necessary to do certain extra work in the amount of Nine Hundred Fifty-four and 42/100 (\$954.42) dollars, which was not included in the contract; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of August Conradis in the amount of \$954.42, for extra work on his contract, General Work at the Combination Bath House and Comfort Station, Crawford street and Wylie avenue, and charge same to Contract No. 1232, Appropriation 201, Playground Improvement Bonds, and Appropriation 202, Comfort Station Bonds.

Passed October 2, 1922, by a two-thirds vote.

Approved October 3, 1922.

Resolution Book 5, Page 402.

No. 269

Whereas, in the prosecution of Contract No. 1230, Plumbing Work at the Combination Bath House and Comfort Station, Crawford street and Wylie avenue, it was necessary to do certain extra work in the amount of Seventy-five (\$75.00) dollars, which was not included in the contract; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of John A. Galbreath in the amount of \$75.00 for extra work on his contract, plumbing work at combination bath house and comfort station, Crawford street and Wylie avenue, and charge same to Contract No. 1230, Appropriation 201, Playground Improvement Bonds, and Appropriation 202 Comfort Station Bonds.

Passed October 2, 1922, by a two-thirds vote.

Approved October 3, 1922.

Resolution Book 5, Page 402.

No. 270

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Radio Sales and Service Company, in the sum of \$1,440.10, for furnishing radio equipment at the Tuberculosis Hospital and Mayview Home; \$792.68 of the above amount to be chargeable to Code Account 1230, Tuberculosis Hospital and \$640.42 to be chargeable to Code Account 1302, Department of Charities.

Passed October 2, 1922, by a two-thirds vote.

Approved October 3, 1922.

Resolution Book 5, Page 403.

No. 271

Whereas, in the execution of the contract between the City of Pittsburgh and the Sargent Electric Co. for the construction and erection of

a Transmission Plant, for the new Alternating Current System, at the City Home, Mayview, Pa., it was necessary to do certain additional work not provided for in the contract and pay for the cost of same as extra work; Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Sargent Electric Co. for the sum of Twelve Thousand Eight Hundred and no/100 (\$12,800.00) dollars for extra work done on said contract for the construction and erection of a Transmission Plant, for the new Alternating Current System, at the City Home, Mayview, Pa. and charge same to Code Account 217, Bond Issue 1919.

Passed October 2, 1922, by a two-thirds vote.

Approved October 3, 1922.

Resolution Book 5, Page 403.

No. 272

Whereas, On August 1, 1922, by motion, the Finance Committee granted leave of absence with pay to four employees of the City of Pittsburgh to attend the 23rd National Encampment of the Veterans of Foreign Wars at Seattle, Washington, and

Whereas, Oliver W. Graham, a patrolman, got permission to attend said encampment and was away 20 days, his claim amounting to \$93.54, and

Whereas, The Department of Public Safety requests that a resolution of Council be passed authorizing the payment of said claim; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Oliver W. Graham in the sum of \$93.54 and charge same to Code Account No. 1444, Salaries, Bureau of Police.

Passed October 2, 1922, by a two-thirds vote.

Pittsburgh, October 9, 1922.

I do hereby certify that the foregoing resolution, which has been dis-

approved by the Mayor and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 9th day of October, A. D. 1922.

E. J. MARTIN,
Clerk of Council.

Resolution Book 5, Page 403.

No. 273

Whereas, the funds in Code Account 1542, Salaries, Regular Employees, Division of Bridges, are now practically exhausted, and

Whereas, it is necessary that the work of this Division should be continued for the remainder of the year; Now, therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the following sums, to-wit:

From

Code Account No. 1548, Equipment, Division of Bridges, (Bridges other than toll)....\$	300.00
Code Account No. 1557, Wages, Regular Employees, Division of Bridges, Bridge Repainting	4,200.00
Code Account No. 1560, Materials, Division of Bridges, Bridge Repainting	5,500.00

Amounting in the aggregate to\$10,000.00

To

Code Account 1542, Salaries, Regular Employees, Division of Bridges.

Passed October 9, 1922.

Approved October 11, 1922.

Resolution Book 5, Page 404.

No. 274

Whereas, an incorrect apportionment was made in setting up the Salary and Wage Funds of the Bureau of Engineering for the year 1922, and

Whereas, a transfer is necessary to equalize certain Code Accounts; Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Three Hundred Eleven and 25/100 (\$311.25) Dollars from Code Account 1550 A-3, Wages Regular Employees, Bridge Repairs, to Code Account 1562 A-1, Salaries Regular Employees, Street Signs, Division of Bridges, for the purpose of paying the salary of a Street Sign Inspector for the balance of the current year.

Passed October 9, 1922.

Approved October 11, 1922.

Resolution Book 5, Page 404.

No. 275

Whereas, in prosecuting Contract No. 5656, Mayor's Office File No. 289, for the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving Brownsville avenue, from Warrington avenue to Carson street East, entered into September 9th, 1921, with Booth & Flinn, Ltd., it becomes necessary to perform certain additional work exceeding that estimated in the existing contract to the extent that it is estimated that the payment of the Final Estimate for this contract will amount to a sum approximating Two hundred thirty-seven thousand five hundred (\$237,500.00) dollars, and

Whereas, out of the fund of Three hundred ninety-four thousand (\$394,000.00) dollars appropriated and set apart from Bond Fund No. 194 by the terms of Ordinance No. 418, Series 1921, approved September 6th, 1921, for the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving Brownsville avenue, from Warrington avenue to Carson Street East, the sum of Two hundred thousand (\$200,000.00) Dollars was apportioned and reserved as the estimated cost for the completion of the aforesaid contract No. 5656 and it, therefore, becomes necessary to have made available an additional sum of Thirty-seven thousand five hundred (\$37,500.00) Dollars for the payment of the final estimate for this contract; Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Thirty-seven thousand five hundred (\$37,500.00) Dollars from the fund

heretofore set apart and appropriated by the terms of Ordinance No. 418, Series 1921, approved September 6th, 1921, from Street Improvement Bonds, 1919, Bond Fund Appropriation No. 194, and to credit same for the payment of the final estimate for the completion of Contract No. 5656, Mayor's Office File No. 289, entered into with Booth & Flinn, Ltd., for the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving Brownsville avenue, from Warrington avenue to Carson street East, and the Mayor and the City Controller be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of completing said contract.

Passed October 9, 1922, by a two-thirds vote.

Approved October 11, 1922.

Resolution Book 5, Page 405.

No. 276

Whereas, in the fund of \$15,120.00, provided by the terms of Ordinance No. 177, approved June 14th, 1922, for the placing of asphaltic surface on viaducts Nos. 1 and 2, etc., on the Boulevard of the Allies, by the asphalt plant of the Bureau of Highways and Sewers, there is remaining as an unexpended balance \$3,858.67 after the completion of said work; and,

Whereas, it is deemed advisable to improve the roadways over the Lawn street and Willmot street dumps, which work can be done by the asphalt plant of the Bureau of Highways and Sewers; Now, therefore, be it

Resolved, That the Director of the Department of Public Works is hereby authorized and directed to have the asphalt plant of the Bureau of Highways and Sewers improve the roadways over the Lawn street and Willmot street dumps, and charge the cost of wages, supplies and materials to the balances remaining in the following code accounts, to-wit:

Code Account 1653-A, Wages, Temporary Employees

Code Account 1655-C, Supplies
Code Account 1656-D, Materials
Bureau of Highways and Sewers,
amounting in the aggregate to \$3,-
858.67, and the Mayor and the City
Controller are hereby authorized to
respectively issue and countersign
warrants drawn in payment of the
said work.

Passed October 9, 1922, by a two-
thirds vote.

Approved October 11, 1922.

Resolution Book 5, Page 406.

No. 277

Resolved, That the Director of the
Department of Public Works be au-
thorized to enter into a lease with
Mrs. Margaret Dallet et al. for the
term of one year from January 1st,
1923, for all that certain property sit-
uate on Carson street and Sarah
street between Thirtieth street and
Thirty-second street, the considera-
tion for said lease to be the exonera-
tion of the City taxes assessed
against said property. The property
to be used for playground purposes.

Passed October 9, 1922.

Approved October 11, 1922.

Resolution Book 5, Page 406.

No. 278

Whereas, in carrying out the con-
tract No. 5, for grading, regrading,
etc., and otherwise improving Boule-
vard of the Allies, from a point 215.12
feet east of the east line of Shingiss
street to the east line of Gist street,
it was necessary to have the contract-
or, Thos. Cronin Company, do certain
extra work consisting of various
items of work, which were not cov-
ered by the contract and for which
extra work bids were received from
the contractor and approved by the
Department of Public Works, and,

Whereas, said extra work was com-
pleted at a cost of \$61,641.84; Now,
therefore, be it

Resolved, That the Mayor be and
he is hereby authorized and directed
to issue and the City Controller to
countersign a warrant in favor of

Thos. Cronin Company for the sum of
\$61,641.84, for extra work done on
the contract No. 5 for grading, re-
grading, etc. and otherwise improv-
ing Boulevard of the Allies, from a
point 215.12 feet east of the east line
of Shingiss street to the east line of
Gist street, and charge same to con-
tract No. 1121 on file in the City Con-
troller's office.

Passed October 9, 1922, by a two-
thirds vote.

Approved October 11, 1922.

Resolution Book 5, Page 406.

No. 279

Whereas, The flat rate construction
water rent of A. J. Biebold at 1725-31
Murray avenue, 14th Ward, was paid
in full, a water meter was placed be-
fore buildings were completed there-
by causing a duplicate charge; and

Whereas, the Board of Water As-
sessors on July 24th, 1922, issued
the attached exoneration for One
Hundred and Thirty-nine (\$139.52)
Dollars and fifty-two cents; and

Whereas, the water rent was paid
prior to the issuance of said exon-
eration; Therefore, be it

Resolved, that the Mayor be and he
is hereby authorized and directed to
issue, and the City Controller to
countersign, a warrant in favor of
A. J. Diebold in the sum of One Hun-
dred and Thirty-nine (\$139.52) Dol-
lars and Fifty-two Cents on account
of refunding water rent on property
at 1725-31 Murray avenue, 14th Ward,
and charge same to Appropriation No.
41, Refunding Taxes and Water Rent.

Passed October 9, 1922, by a two-
thirds vote.

Approved October 11, 1922.

Resolution Book 5, Page 407.

No. 280

Whereas, in carrying out the con-
tract No. 5813, Mayor's Office File
No. 296, between the City of Pitts-
burgh and Diulus & Benintend for
the construction of a relief sewer
on Bates street and private proper-
ty of the City of Pittsburgh and Ed-

ward Farrell, from Wilmot street to the existing sewer on the private property of Edward Farrell, south of Wilmot street it became necessary to do certain additional work which was not contemplated in the contract, amounting to Two Hundred Forty-seven and eighty-three one hundredths (\$247.83) Dollars, and'

Whereas, said additional work consisted of the removal of a portion of the south wing wall of the Wilmot street bridge abutment, which was found below the surface of the street and which was not shown on the contract plan, and

Whereas, a price bid for said extra work has been received by the Department of Public Works, approved September 25th, 1922 and filed with the contract, Now, therefore, be it

Resolved, that the Mayor and the City Controller shall be and they are hereby authorized and directed respectively to issue and countersign a warrant in favor of Diulus & Benintend for the sum of Two Hundred Forty-seven and eighty-three one-hundredth (\$247.83) Dollars, for the payment of certain extra work done in connection with the contract for the construction of a relief sewer on Bates street and private property of the City of Pittsburgh and Edward Farrell, from Wilmot street to the existing sewer on the private property of Edward Farrell, south of Wilmot street, and charge the same to Contract No. 5813, Mayor's Office File No. 296.

Passed October 9, 1922, by a two-thirds vote.

Approved October 11, 1922.

Resolution Book 5, Page 407.

No. 281

Whereas, in carrying out Contract No. 5464, Mayor's Office File No. 280, entered into March 17th, 1921 with Christ Donatelli for the construction of a relief sewer in the Negley Drainage Basin for the Homewood and Brushton Districts, on Sterrett street, Kelly street, Bennett street and private property, from Fielding way to private property near Idlewild street, it became necessary to do certain extra work in the amount of Nine Thou-

sand Eight Hundred Ninety-seven (\$9,897.00) Dollars, and

Whereas, said extra work consisted of the following items:

The removal of the existing pavement and the replacing of the concrete base on Murtland street, between Fleury way and Kelly street; the removal of a portion of the pavement and the replacing of the concrete base on Kelly st., between Sterrett street and Murtland street; the removal of a portion of the pavement and the replacing of the concrete base on Sterrett street, between Fielding way and Kelly street; the adjustment of the curb to the proper grade of the street along Murtland street, Kelly street and Sterrett street; the increase in the cost of additional cement and labor caused by changing the mix of the concrete base from 1-3-6 to 1-2½-5, and

Whereas, the prices for the above items have been received by the Department of Public Works, approved November 9th, 1921 and September 25th, 1922 and filed with the contract; Now, therefore, be it

Resolved, That the Mayor and the City Controller shall be and they are hereby authorized and directed respectively to issue and countersign a warrant in favor of Christ Donatelli, for the sum of Nine Thousand Eight Hundred Ninety-seven (\$9,897.00) Dollars for payment of certain extra work done in connection with the contract for the construction of a relief sewer in the Negley Run Drainage Basin for the Homewood and Brushton districts, on Sterrett street, Kelly street, Bennett street and private property, from Fielding way to private property near Idlewild street, and to charge the same to Bond Fund Appropriation No. 215, Contract No. 5464, Mayor's Office File No. 280.

Passed October 9, 1922, by a two-thirds vote.

Approved October 11, 1922.

Resolution Book 5, Page 408.

No. 282

Whereas, during the execution of the contract No. 5657, Mayor's Office File No. 289, between the Dunn & Ryan Contracting Company and the

City of Pittsburgh, for the construction of a relief sewer on Hazelwood avenue, between Sabina street and the Monongahela river, and the extension of the outfall of the Jones & Laughlin Steel Company adjoining, it became necessary to do certain extra work in the amount of Nine Hundred Fifty-four (\$954.00) Dollars, and

Whereas, said extra work consisted in the construction of catch basins which were not contemplated in the contract and for which extra work bids were received, approved by the Director of the Department of Public Works, January 10, 1922 and filed with the contract; Now, therefore, be it

Resolved, That the Mayor and the City Controller shall be and they are hereby authorized and directed respectively to issue and countersign a warrant in favor of the Dunn & Ryan Contracting Company for the sum of Nine Hundred Fifty-four (\$954.00) Dollars, for payment of certain extra work done in connection with the contract for the construction of a relief sewer on Hazelwood avenue, from Sabina street to the Monongahela river and the extension of the outfall of the Jones & Laughlin Steel Company adjoining, and charge the same to Bond Fund Appropriation No. 227, Contract No. 5657, Mayor's Office File No. 289.

Passed October 9, 1922, by a two-thirds vote.

Approved October 11, 1922.

Resolution Book 5, Page 409.

No. 283

Whereas, a meter has been installed at premises of the German Evangelical Protestant church, 2nd Ward, Smithfield street and Sixth avenue, Pittsburgh, Pa., and

Whereas, it appears that the flat rate for a quarter for water used in said premises would be \$131.69, and meter readings at the current rates for the quarter show a use of water in the sum of \$310.31, or an increase in the charge for the water for said quarter of \$178.62, and

Whereas, the full amount of the charge was paid prior to the issuance

of the exoneration; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the German Evangelical Protestant Church in the sum of \$178.62 on account of refunding water rent on property at Smithfield street and Sixth avenue, 2nd Ward, and charge same to Appropriation No. 41, Refunding Taxes and Water Rent.

Passed October 9, 1922, by a two-thirds vote.

Approved October 11, 1922.

Resolution Book 5, Page 409.

No. 284

Resolved; That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of the Borough of Sharpsburg in the sum of \$413.20 with any additional interest and costs in payment of assessment against property owned by the City of Pittsburgh, for grading and paving Cecil alley and charge the same to Appropriation No. 42, Contingent Fund.

Passed October 9, 1922, by a two-thirds vote.

Approved October 11, 1922.

Resolution Book 5, Page 410.

No. 285

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Monica Battle in the sum of \$126.31, being due as salary for services as Stenographer in the Division of Investigation, Office of the City Clerk, and charge same to Appropriation No. 1014, Investigation Fund.

Passed October 16, 1922, by a two-thirds vote.

Approved October 18, 1922.

Resolution Book 5, Page 410.

No. 286

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of T. Murray Locklin in the sum of \$2,988.00, being due as salary for services as Assistant Investigator in the Division of Investigation, Office of the City Clerk, and charge same to Appropriation No. 1014, Investigation Fund.

Passed October 16, 1922, by a two-thirds vote.

Approved October 18, 1922.

Resolution Book 5, Page 411.

No. 287

Resolved, that the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of P. J. McArdle in the sum of \$6,134.74, being due as salary for services as Investigator in the Division of Investigation, Office of the City Clerk, including interest from date of verdict, and charge same to Appropriation No. 1014 Investigation Fund.

Passed October 16, 1922, by a two-thirds vote.

Approved October 18, 1922.

Resolution Book 5, Page 411.

No. 288

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Animal Rescue League of Pittsburgh for the sum of \$1,141.08 covering work done during the month of September, 1922, and charge the same to Code Account No. 1460, Item E, Miscellaneous Services, Dog Pound, Bureau of Police.

Passed October 16, 1922, by a two-thirds vote.

Approved October 18, 1922.

Resolution Book 5, Page 411.

No. 289

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of William Bennett, Chief of the Bureau of Fire, for the sum of \$440.00 covering amounts paid by certain employees of the Bureau of Fire, as per schedule hereto attached, and who are required to operate motor vehicles in the performance of their duties and are compelled to secure Paid Drivers' Licenses from the State Highway Department of Pennsylvania in accordance with an Act of Assembly, and charge the same to Code Account No. 42, Contingent Fund.

Passed October 16, 1922, by a two-thirds vote.

Approved October 18, 1922.

Resolution Book 5, Page 411.

No. 290

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the following District Commissioners in the Bureau of Police covering monies expended by them personally in securing evidence against illegal liquor selling and other violations of the law, and charge the same to the Code Account hereinafter named, to-wit:

Name	Amount
J. P. Clancey, Code Account No. 42	\$18.50
William J. Kane, Code Account No. 42	78.65

Passed October 16, 1922, by a two-thirds vote.

Approved October 18, 1922.

Resolution Book 5, Page 412.

No. 291

Whereas, in connection with the execution of the contract between the City of Pittsburgh and M. O'Herron Company for the repaving, etc., of

Carson street East and other streets affected thereby, from Smithfield street to South Seventh street, it was impossible to complete the contract within the time specified by the contract, due to the fact that the widening of the street was not legally authorized until six months after the contract date of completion of the work, thereby causing the contractor to pay a second year premium on the bond for the proper execution of the work, amounting to \$1,048.85; Now, therefore, be it

Resolved, That the cost of said second year premium on said bond, amounting to \$1,048.85 be approved and the City Controller is authorized and directed to charge the same to contract No. 5417, Mayor's office file No. 278, as part of the cost of said improvement.

Passed October 16, 1922, by a two-thirds vote.

Approved October 18, 1922.

Resolution Book 5, Page 412.

No. 292

Resolved, That the City Controller shall be and he is hereby authorized and directed to set apart and appropriate from Code Account No. 42, the sum of \$1,561.25 as follows:

For the construction of boardwalks and steps on Millroy avenue, from East street to Perrysville avenue, 26th Ward\$1,381.25

For the construction of boardwalks and steps on the right of way between Straub's lane and Liedertafel way, 24th Ward..... 180.00

And, be it further

Resolved, That the Director of the Department of Public Works be and he is hereby authorized and directed to have the boardwalks and steps constructed as described above.

Passed October 16, 1922.

Approved October 18, 1922.

Resolution Book 5, Page 413.

No. 293

Resolved, That the City Solicitor be and he is hereby authorized and

directed to enter satisfaction of the delinquent tax liens hereinafter specified, upon payment of the face of said liens, without interest or costs.

D. T. D. No. 2115 October Term, 1913, against J. L. McCutcheon and John S. Holland.....\$36.34

D. T. D. No. 5151, January Term, 1914, against J. L. McCutcheon and John S. Holland..... 28.69

D. T. D. No. 1208 April Term, 1916, against J. L. McCutcheon and John S. Holland..... 29.18

D. T. D. No. 1298 April Term, 1917, against J. L. McCutcheon and Sarah B. Holland..... 30.88

D. T. D. No. 1348 January Term, 1920, against J. L. McCutcheon and John S. Holland..... 40.64

Passed October 16, 1922.

Approved October 18, 1922.

Resolution Book 5, Page 413.

No. 294

Whereas, it will be necessary to complete the copper gutters, etc., on the roof of Wards D & E, and the Power Plant at the Municipal Hospital, Francis street and Bedford avenue, before winter, and

Whereas, the money necessary to complete this work is saved in the Bureau of Infectious Diseases; Therefore, be it

Resolved, That the City Controller shall be is hereby authorized and directed to transfer the sum of Sixteen Hundred and Twenty (\$1,620) Dollars, from Code Account 1217, Wages Temporary Employees, Division of Transmissible Diseases, to Code Account 1241, Repairs Municipal Hospital, Bureau of Infectious Diseases, Department of Public Health.

Passed October 16, 1922.

Approved October 18, 1922.

Resolution Book 5, Page 413.

No. 295

Resolved, That the Mayor be and he is hereby authorized and directed

to issue, and the City Controller to countersign a warrant in favor of Edward M. Bassett, for Three Hundred Eleven and 87/100 (\$311.87) Dollars, for services rendered the Department of City Planning, in a consulting capacity, during the month of October 1922, and charge the same to Code Account 1108-B, Miscellaneous Services, Department of City Planning.

Passed October 23, 1922, by a two-thirds vote.

Approved October 26, 1922.

Resolution Book 5, Page 414.

No. 296

Whereas, in connection with the execution of the contract between the City of Pittsburgh and Booth & Flinn, Ltd., for the reconstruction of Island avenue bridge, Contract No. 3, it was necessary to do certain extra work, which was not included in the contract and specifications for said improvement and could not be allowed under the terms of said contract, governing the allowance of extra work and the prices of material, amounting to \$859.10, as per bill accompanying the final estimate; Now, therefore, be it

Resolved, That the said extras, as herein set forth, certified by the Department of Public Works, be approved and the City Controller is authorized and directed to charge the same as part of the cost of said improvement.

Passed October 23, 1922, by a two-thirds vote.

Approved October 26, 1922.

Resolution Book 5, Page 414.

No. 297

Whereas, in carrying out the contract between the City of Pittsburgh and the John F. Casey Company for Repairs to Chartiers avenue sewer, "Emergency Contract", certain extra work was done in erecting and dismantling of equipment for this work, which was not covered in the contract, in the amount of One Hundred

Eighty-six and one-hundredth (\$186.01) dollars, and

Whereas, it was mutually understood between the contractor and the Department that he would be paid for the cost of this work, and

Whereas, there is sufficient balance in the funds appropriated for payment of the cost of the work in this contract, No. 5791, Mayor's Office File No. 295; Now, therefore, be it

Resolved, That the Mayor and the City Controller shall be and they are hereby authorized and directed respectively to issue and countersign a warrant in favor of the John F. Casey Company, for the sum of One Hundred eighty-six and one-hundredth (\$186.01) dollars for payment for certain work done in connection with the contract for Repairs to Chartiers Avenue Sewer, "Emergency Contract", No. 5791, Mayor's Office File No. 295, and charge the same to said contract.

Passed October 23, 1922, by a two-thirds vote.

Approved October 26, 1922.

Resolution Book 5, Page 414.

No. 298

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Goldie May Davis and Arthur D. Davis, her husband, for \$200.00, in full settlement of any and all claims for damages which they might have against the City of Pittsburgh, arising out of an accident that occurred to Goldie May Davis on September 4, 1922, at 10:30 P. M., on the Frazier street steps, City of Pittsburgh, and charge the same to Code Account No. 42, Contingent Fund.

Passed October 23, 1922, by a two-thirds vote.

Approved October 26, 1922.

Resolution Book 5, Page 415.

No. 299

Whereas, David Hastings of 430 Dunlap street offers the City of Pittsburgh the sum of \$75.00 for tri-ang-

ular piece of property located in the Dunlap Plan on Dunlap street, 26th Ward, City, bounded and described as follows: Beginning on the north side of Dunlap street at a point 260 feet east of the corner of Dunlap and Ruggles streets, thence extending eastwardly 35 feet to a point, thence northwardly 88.78 feet to a point, thence southwardly 76 feet to Dunlap street, the place of beginning; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to David Hastings for the sum of \$75.00.

Passed October 23, 1922.

Approved October 26, 1922.

Resolution Book 5, Page 415.

No. 300

Whereas, Benjamin H. Hirshenson of 208 Coltart square, City, has offered the City of Pittsburgh the sum of \$100.00 for Lot, No. 37 in James McGinnis Plan of Lots in the 20th Ward, City, bounded and described as follows: Beginning at the northwesterly side of Chippewa street at the dividing line between Lots No. 36 and 37, thence northwestwardly by said dividing line 128.61 feet to Sarah street, thence southwestwardly by said Sarah street 25 feet to the dividing line between Lots No. 37 and 38, thence southeastwardly by said dividing line 131.53 feet to Chippewa street, thence northeastwardly by Chippewa street 25.17 feet to the place of beginning; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Benjamin H. Hirshenson for the sum of \$100.00.

Passed October 23, 1922.

Approved October 26, 1922.

Resolution Book 5, Page 415.

No. 301

Resolved, That the City Controller shall be and he is hereby authorized and directed to set apart and appro-

priate from Code Account No. 42, the sum of \$350.00 as follows:

For the construction of boardwalk and steps on Templeton avenue, from West Liberty avenue to Woodward avenue, a distance of approximately 300 feet; And, be it further

Resolved, That the Director of the Department of Public Works be and he is hereby authorized and directed to have the boardwalk and steps constructed as described above.

Passed October 23, 1922.

Approved October 26, 1922.

Resolution Book 5, Page 416.

No. 302

Whereas, the funds in Code Account 1090-C, Supplies, Bureau of Public Improvements, Department of Law are nearly exhausted and,

Whereas, it is necessary that in order to carry on the work for the remainder of the year; Therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of \$200.00 from Code Account 1089-B, Miscellaneous Service to Code Account 1090-C, Supplies.

Passed October 23, 1922.

Approved October 26, 1922.

Resolution Book 5, Page 416.

No. 303

Resolved, That the City Controller be and he is hereby authorized and directed to appropriate and set aside from the proceeds of Water Bonds, Series "A" 1919, the sum of Fifty Thousand (\$50,000.00) Dollars for the purpose of the purchase of commodities used in the improvement and extension of water system and the installation of water meters, etc.

That said appropriation shall be known as No. 203-C, Miscellaneous Services, Supplies, Materials and Equipment.

Passed October 23, 1922.
Approved October 26, 1922.
Resolution Book 5, Page 416.

No. 304

Whereas, there are not sufficient funds in Contract No. 1232 for the payment of extra work to August Conradis in the construction of bath house and comfort station at the corner of Crawford street and Wylie ave.; Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to set aside an additional sum of \$154.42 to Contract No. 1232, \$77.21 from Playground Bonds No. 201 and \$77.21 from Public Comfort Station Bonds No. 202.

\$154.42

Passed October 23, 1922
Approved October 26, 1922.
Resolution Book 5, Page 417.

No. 305

Resolved, That the City Controller be and he is hereby authorized, empowered and directed to transfer the sum of \$6,878.76 to code account No. 42, Contingent Fund, from the following code accounts:

Code No. 1048, Transit Commission, Salaries	\$6,187.00
Code No. 1049, Transit Commission, Miscellaneous Service	200.00
Code No. 1050, Transit Commission, Supplies	491.76
Total	\$6,878.76

Passed October 16, 1922.

Pittsburgh, October 30th, 1922.

I do hereby certify that the foregoing resolution, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval, on October 17th, 1922, and that the Mayor failed to approve or disapprove the same, or to return the

same to council within ten (10) days from said date, whereupon the same became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN,
Clerk of Council.

Resolution Book 5, Page 417.

No. 306

Resolved, That the City Controller be and he is hereby authorized and directed to transfer \$4,088.67 from Code Account 1080 (Public Utilities Litigation) to Code Account 1075 (Salaries, Department of Law); \$3,000.00 from Code Account 1080 (Public Utilities Litigation) to Code Account 1077 (witness fees, Department of Law); \$500.00 from Code Account 1080 (Public Utilities Litigation) to Code Account 1076 (miscellaneous services, Department of Law); \$100.00 from Code Account 1080 (Public Utilities Litigation) to Code Account 1081 (Petty Claims Fund, Department of Law); \$200.00 from Code Account 1079 (equipment, Department of Law) to Code Account 1076 (miscellaneous services, Department of Law); \$200.00 from Code Account 1079 (equipment, Department of Law) to Code Account 1081 (Petty Claims Fund, Department of Law.)

Passed October 23, 1922.
Approved October 31, 1922.
Resolution Book 5, Page 418.

No. 307

Whereas, in the execution of the Contract between the City of Pittsburgh and A. R. Van Horn, for minor structural repairs to South Twelfth Street Bridge, it was necessary to do certain additional work not provided for in the contract and to pay for the cost of same as extra work; Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of A. R. Van Horn for the sum of One Hundred (\$100.00) Dollars for extra

work done on said contract, for minor structural repairs to South Twelfth Street Bridge, and charge the same to Code Account No. 1547-E, Contract No. 1335 on file in City Controller's Office.

Passed October 30, 1922, by a two-thirds vote.

Approved October 31, 1922.

Resolution Book 5, Page 418.

No. 308

Whereas, Harry S. Kemege of 1419 Sycamore street, City, offers the City of Pittsburgh the sum of \$250.00 for Lot No. 90 in Alta Land Company Plan located on the corner of Sycamore and Sweetbriar streets, 19th Ward, City, bounded and described as follows: Beginning on the south side of Sycamore street at the corner of Sweetbriar street, thence extending eastwardly 20 feet to Lot No. 89 in said plan, thence southwardly 100 feet to Lot No. 85 in said plan, thence westwardly 20 feet to Sweetbriar street, thence northwardly along said Sweetbriar street 100 feet to the corner of Sweetbriar and Sycamore streets, the place of beginning; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Harry S. Kemege for the sum of \$250.00.

Passed October 30, 1922.

Approved October 31, 1922.

Resolution Book 5, Page 418.

No. 309

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed to Patrick Wall and Catherine M. Wall, his wife, upon payment of the sum of \$728.58 (being amount of sewer lien with costs under which the property was bought at Sheriff's sale by the City) for property formerly owned by James P. Wall, deceased, son of the above named Patrick and Catherine M. Wall, said property being described as follows:

Beginning on the east side of Brighton road at line of lot of Germania Savings Bank; thence N. along said Brighton road 50 feet to lot of Patrick Malone; thence E. 110 feet to Sorento street; thence S. 50 ft. to said Bank's lot, and thence W. 107 feet to the place of beginning.

Passed October 30, 1922.

Approved October 31, 1922.

Resolution Book 5, Page 419.

No. 310

Whereas, Code Account No. 1582, Salaries, Division of Streets is depleted and it is very essential that funds be secured for this code account to take care of the salaries of the employees of the Division of Streets, and

Whereas, There are unencumbered balances in several of the code accounts of the Bureau of Parks and the Bureau of Water; Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Ten Thousand (\$10,000.00) Dollars to Code Account No. 1582, Salaries, Division of Streets, Bureau of Engineering from the following code accounts:

No. 1777, Miscellaneous Services, Bureau of Parks.....	\$ 7,500.00
No. 1732, Salaries, Bureau of Water	2,500.00

Total\$1,000.00

Passed October 30, 1922.

Approved October 31, 1922.

Resolution Book 5, Page 419.

No. 311

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following amounts from various code accounts to others in the Bureau of Recreation in order to meet expenditures for the balance of the year:

From—

Code Account No. 1905, Salary Reg. Emp.	\$3,080.25
Code Account No. 1913, Washington, Salary Reg. Emp.	305.90
Code Account No. 1915, Lawrence, Salary Reg. Emp.	387.27
Code Account No. 1916, Warrington, Salary Reg. Emp.	1,153.00
Code Account No. 1917, West Penn, Salary Reg. Emp.	876.67
Code Account No. 1919, Lewis, Salary Reg. Emp.	664.75
Code Account No. 1921, Brush-ton Pl., Wages Temp Emp.	20.10
Code Account No. 1925, Schen-ley Pl., Wages Temp. Emp.	7.00
Code Account No. 1926, Summer Plygr., Wages, Temp. Emp.	261.60
Total	\$6,756.54

To—

Code Account No. 1906, Wages Temp. Emp.	\$3,187.39
Code Account No. 1907, Miscellaneous Services	1,000.00
Code Account No. 1909, Mate-rials	750.00
Code Account No. 1910, Re-pairs	750.00
Code Account No. 1911, Equip-ment and Machinery	500.30
Code Account No. 1920, Brush-ton-Schenley-Homewood Pls. Sal. Reg. Emp.	110.00
Code Account No. 1922, Orms-by Pl., Wages Temp Emp.	189.55
Code Account No. 1923, Law-rence Pl., Wages Temp Emp.	269.30
Total	\$6,756.54

Passed October 30, 1922.

Approved October 31, 1922.

Resolution Book 5, Page 419.

No. 312

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of \$1500.00 from code account No. 1745, Water, Filtration, Division, Wages, Temporary Employees, to code account No. 42-11, Contingent Fund, to be used to correct unsatisfactory

drainage conditions in the vicinity of Warrington avenue and West Liberty avenue.

Passed October 30, 1922.

Approved October 31, 1922.

Resolution Book 5, Page 420.

No. 313

Whereas, there being only a balance of Three Thousand and Fifty (\$3,050.00) dollars in Appropriation 1301, Salaries, Regular Employees and Five Thousand Three Hundred (\$5,300.00) Dollars needed for the balance of the year; and,

Whereas, this shortage was caused by the creating of the position of Social Service Worker by Ordinance No. 57, Series 1922; Therefore, be it

Resolved, That the City Controller shall be and is hereby authorized and directed to transfer Two Thousand, Two Hundred and Fifty (\$2,250.00) Dollars from Code Account 1316, Salaries Regular Employees, Pittsburgh City Home to Code Account 1301, Salaries, Regular Employees, General Office, Department of Charities.

Passed October 30, 1922.

Approved October 31, 1922.

Resolution Book 5, Page 420.

No. 314

Resolved, That the City Controller shall be and he is hereby authorized, empowered and directed to transfer the sum of Ten Thousand (\$10,000.00) Dollars from Appropriation No. 1745, Water, Filtration Division, Temporary Wages, to Appropriation No. 42, Contingent Fund.

Passed October 23, 1922.

Pittsburgh, November 6th, 1922.

I do hereby certify that the foregoing resolution, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval on October 24th, 1922, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from

said date, whereupon the same became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN,
Clerk of Council.

Resolution Book 5, Page 421.

No. 315

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of E. M. Hill in the sum of six hundred seventy-nine and 19/100 (\$679.19) dollars, or so much of the same as may be necessary in payment for lumber for the improvement of the boardwalks on Milroy avenue, same to be chargeable to and payable from code account 42, item 10.

Passed November 6, 1922, by a two-thirds vote.

Approved November 10, 1922.

Resolution Book 5, Page 421.

No. 316

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Charles N. Lytle for \$500, in full settlement of any and all claims for damages which he might have against the City of Pittsburgh, arising out of an accident that occurred to Charles N. Lytle on August 19, 1922, when he was injured by stepping off a Frankstown car into a hole in the street, and charge the same to Code Account No. 42, Contingent Fund.

Passed November 6, 1922, by a two-thirds vote.

Approved November 10th, 1922.

Resolution Book 5, Page 421.

No. 317

Resolved, That the Mayor be, and he is hereby authorized and directed to issue, and the Controller to countersign, a warrant in favor of Patrick

Walsh in the sum of Seven Hundred Dollars (\$700.00), being the consideration in full for a lot of ground situate on the Northeasterly side of Brownsville avenue, in the Eighteenth Ward of the City of Pittsburgh, Allegheny County, Pennsylvania, having a frontage of 21½ feet on Brownsville avenue, and extending back for a distance of 138 feet, more or less; same to be charged to Code Account No. 194, Street Improvement Bonds, Series A, 1919.

Passed November 6, 1922, by a two-thirds vote.

Approved November 10, 1922.

Resolution Book 5, Page 422.

No. 318

Whereas, in connection with the execution of the contract between the City of Pittsburgh and Booth & Flinn, Ltd., for the grading, paving and curbing of Pemberton street, from Wapello street to Wickshire street, it was necessary to do certain extra work which was not included in the contract and specifications for said improvement and could not be allowed under the terms of said contract, governing the allowance of extra work and the price of materials, amounting to \$2,606.01 as per bill accompanying the final estimate; Now, therefore, be it

Resolved, That the said extras as herein set forth, certified by the Department of Public Works, be approved and the City Controller is authorized and directed to charge the same as part of the cost of said improvement.

Passed November 6, 1922, by a two-thirds vote.

Approved November 10, 1922.

Resolution Book 5, Page 422.

No. 319

Whereas, on October 26th, 1922, at public auction, the property situate in the 25th Ward on Warren street, known as No. 59 Engine Company, was sold to Bernard Cayton, for the

sum of Sixty-six Hundred Twenty-five (\$6,625.00) Dollars; bounded and described as follows:

Beginning on the east side of Warren street at the northerly line of property of W. S. Korner; thence in a northerly direction along Warren street 136 feet to Pitham street; thence eastwardly along said Pitham street 210 feet to a point; thence northwardly 15 feet to a point; thence eastwardly 79.10 feet to a point; thence southwardly 151 feet, more or less, to the property of W. S. Korner; thence westwardly 277 feet to Warren street, the place of beginning. Having, thereon erected one large frame building and two out-buildings; Now, therefore, be it

Resolved, That the said sale is hereby confirmed and approved, and that the Mayor be authorized and directed to execute and deliver to the said Bernard Cayton, upon payment of the purchase price into the City Treasury, to-wit, the sum of Sixty-six Hundred Twenty-five (\$6,625.00) Dollars, a deed for the above described property.

Passed November 6, 1922.

Approved November 10, 1922.

Resolution Book 5, Page 422.

No. 320

Resolved, That the City Controller shall be and he is hereby authorized and directed to set apart and appropriate from Code Account No. 42, Contingent Fund, the sum of \$200.00 as follows:

For the construction of 3-plank boardwalk and steps on Wyandotte street, from Wallace street to Outlet street, a distance of approximately 500 feet. And, be it further

Resolved, That the Director of the Department of Public Works be and he is hereby authorized and directed to have the boardwalk and steps constructed as described above.

Passed November 6, 1922.

Approved November 10, 1922.

Resolution Book 5, Page 423.

No. 321

Whereas, a meter has been installed at premises of Meyer Glass, 2012 Center avenue, 5th Ward, Pittsburgh, Pa., and

Whereas, it appears that the flat rate for two quarters for water used in said premises would be \$39.00, and meter readings at the current rates for two quarters show a use of water in the sum of \$99.14, or an increase in the charge for the water for said quarters of \$60.14, and,

Whereas, it appears that the charge for water would work a great hardship upon the owner of the said property; Therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh, be, and it is hereby authorized and directed to issue an exoneration to the said Meyer Glass on account of said charge for water in the sum of \$30.07, being 50 per cent of the excess meter rate over the former flat rate.

Passed November 6, 1922.

Approved November 10, 1922.

Resolution Book 5, Page 423.

No. 322

Resolved, That the City Controller shall be, and he is hereby authorized and directed to transfer the sum of Three Hundred and Thirty-Six (\$336.00) Dollars from Code Account 1243, Salaries Regular Employees, to Code Account 1244, Wages Temporary Employees, Bureau of Child Welfare, Department of Public Health.

Passed November 6, 1922.

Approved November 10, 1922.

Resolution Book 5, Page 424.

No. 323

Whereas, the City of Pittsburgh is indebted to the Duquesne Light Company, the Equitable Gas Company, the Allegheny Heating Company, the Manufacturers Light & Heat Com-

pany, the Peoples Natural Gas Company and the Allegheny County Steam Heat Company in the amount of approximately \$21,000 for gas, electric current and steam heat furnished to September 30, 1922, and no funds are available in the appropriations chargeable, and

Whereas, the estimated cost of this service for the balance of the fiscal year, together with street lighting on the North Side will amount to approximately \$75,000, for which no funds are available in the appropriations properly chargeable; Therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the funds required for the payment for this service, which sums as designated shall be and are hereby set apart and appropriated as reserves on the various contracts for such service, for the payment of obligations now existing or to accrue during the balance of the fiscal year, as follows:

From Appropriation 1316, Salaries regular employees, Mayview City Home and Hospitals	\$ 5,000.00
From Appropriation 1444, Salaries regular employees, Bureau of Police	65,000.00
From Appropriation 1461, Salaries regular employees, Bureau of Fire	30,000.00
	\$100,000.00
To Appropriation 1430, Supplies, General Office, Department of Public Safety	50.00
To Appropriation 1449, Supplies, Bureau of Police.....	2,500.00
To Appropriation 1464, Supplies, Bureau of Fire.....	20,000.00
To Appropriation 1544, Supplies, Division of Bridges, Bureau of Engineering....	35.00
To Appropriation 1614, Supplies, Division of Stables and Yards, Bureau of Highways and Sewers.....	250.00
To Appropriation 1671, Supplies, City-County Building, Bureau of City Property	20,000.00
To Appropriation 1677, Supplies, North Side Municipal Hall, Bureau of City Property	500.00

To Appropriation 1683, Supplies, Diamond Market, Bureau of City Property	8,000.00
To Appropriation 1693, Supplies, North Side Market, Bureau of City Property	815.00
To Appropriation 1707, Supplies, South Side Market, Bureau of City Property	150.00
To Appropriation 1716, Supplies, Wharves and Landings, Bureau of City Property	10.00
To Appropriation 1763, Supplies Distribution Division Bureau of Water	250.00
To Appropriation 1722, Miscellaneous Services, Bureau of Light	45,350.00
To Appropriation 1783, Supplies Schenley Park, Bureau of Parks	40.00
To Appropriation 1793, Supplies Golf Grounds, Bureau of Parks	50.00
To Appropriation 1816, Supplies North Side Conservatory, Bureau of Parks.....	2,000.00

Passed October 30, 1922.

Approved November 13, 1922.

Resolution Book 6, Page 424.

No. 324

Whereas, several of our Supply and Material Accounts are exhausted, and some other Accounts are about exhausted, and

Whereas, it will require additional money to pay Fuel and Electric current bills now due, and purchase Supplies, etc., for balance of year, and

Whereas, in several accounts there appear balances owing to lost time; Therefore, be it

Resolved, That the City Controller shall be and he is hereby, authorized and directed to transfer the following sums to-wit:

From:	
Code Account 1787, Salaries, Regular Employees, Schenley Nursery	\$ 75.00
Code Account 1789, Salaries, Temporary Employees, Golf Grounds	65.00

Code Account 1797, Wages, Regular Employees, Schenley Stables	267.44
Code Account 1803, Salaries Regular Employees, Schenley Conservatory	755.04
Code Account 1836, Wages, Regular Employees, Highland Stables	429.85
Code Account 1842, Wages, Regular Employees, Highland Zoo	1,952.50
Code Account 1864, Wages, Regular Employees, River-view Stables	323.21
Code Account 1877, Salaries, Regular Employees, Street Tree Division	94.35
Code Account 1878, Wages, Temporary Employees, Street Tree Division	682.00
Code Account 1883, Repairs, Westinghouse Park	500.00
Code Account 1895½, Grand Stand, Schenley Park.....	1,670.23
	\$6,814.62

To—

Code Account 1783, Supplies, Schenley Park	\$ 150.00
Code Account 1793, Supplies, Golf Grounds	125.00
Code Account 1807, Supplies, Schenley Conservatory.....	1,864.62
Code Account 1816, Supplies, North Side Conservatory.....	200.00
Code Account 1817, Materials, North Side Conservatory	50.00
Code Account 1820, Wages, Regular Employees, Small Parks	2,000.00
Code Account 1823, Supplies, Small Parks	150.00
Code Account 1831, Supplies, Highland Park	250.00
Code Account 1845, Supplies, Highland Zoo	1,675.00
Code Account 1859, Supplies, Riverview Park	200.00
Code Account 1860, Materials, Riverview Park	75.00
Code Account 1873, Supplies, West Park	75.00

Total**\$6,814.62**

Resolution Book 5, Page 425.

Approved November 13, 1922.

Resolution Book 5, Page 425.

No. 325

Whereas, the funds appropriated in the several Code Accounts of the Bureau of Engineering, Department of Public Works, to provide for the payment of advertising, carfare, salaries, and for the purchase of castings, supplies and equipment, are depleted, and it is estimated that the aggregate sum of twenty-eight thousand dollars (\$28,000.00) will be required to cover the cost of same during the balance of the current fiscal year, and

Whereas, surpluses in excess of the aforesaid aggregate sum of twenty-eight thousand dollars (\$28,000.00) will occur in certain other code accounts of the several Bureaus in the Department of Public Works, Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers:

- \$ 5,000.00 from Code Accounts No. 1517-A, Herrs Island Bridge, Bureau of Engineering
- 2,000.00 from Code Account No. 1732, Salaries, Filtration Division, Bureau of Water
- 5,000.00 from Code Account No. 1744, Wages, Regular Employees, Filtration Division, Bureau of Water
- 10,000.00 from Code Account No. 1752, Wages, Regular Employees Mechanical Division, Bureau of Water
- 2,500.00 from Code Account No. 1779, Wages, Temporary Employees, Bureau of Parks
- 1,000.00 from Code Account No. 1788, Wages, Regular Employees, Schenley Nursery, Bureau of Parks
- 1,500.00 from Code Account No. 1829, Wages, Temporary Employees, Highland Park, Bureau of Parks
- 1,000.00 from Code Account No. 1771, Bureau of Light, Contract No. 722

\$28,000.00 TOTAL

TO THE FOLLOWING CODE ACCOUNTS:

- \$ 800.00 to Code Account No. 1519-B, Miscellaneous Services, General Office, Bureau of Engineering

1,000.00 to Code Account No. 1520-C, Supplies, General Office, Bureau of Engineering

3,500.00 to Code Account No. 1523-D, Castings, General Office, Bureau of Engineering

200.00 to Code Account No. 1572-B, Miscellaneous Services, Division of Sewers, Bureau of Engineering

250.00 to Code Account No. 1583-B, Miscellaneous Services, Division of Streets, Bureau of Engineering

36.07 to Code Account No. 1584-C, Supplies, Division of Streets, Bureau of Engineering

100.48 to Code Account No. 1536-F, Equipment, Division of Design, Bureau of Engineering

11,313.45 to Code Account No. 1582, A-1, Salaries, Regular Employees, Division of Streets, Bureau of Engineering

7,000.00 to Code Account No. 1524, Salaries, Regular Employees, Division of Surveys, Bureau of Engineering

3,800.00 to Code Account No. 1531, A-1, Salaries, Regular Employees, Division of Design, Bureau of Engineering

\$28,000.00 TOTAL

Passed November 6, 1922.

Approved November 13, 1922.

Resolution Book 5, Page 426.

No. 326

Whereas, the City of Pittsburgh, the Philadelphia Company and the Pittsburgh Railways Company entered into a certain agreement dated December 20, 1921, and

Whereas, the said agreement was duly approved by the Public Service Commission of the Commonwealth of Pennsylvania, and

Whereas, the Railways Company has submitted a plan for the raising of the five million dollars provided in Section Fourth of said agreement, as herein set forth, and

Whereas, the Mayor and the Council of the City of Pittsburgh are willing to accept the said proposed plan

as complying with the provisions of Section Fourth, and are desirous of assisting and co-operating with the Railways Company, so that the said Company may be promptly organized and refinanced; Now, therefore, be it

Resolved, That the Mayor and the Council of the City of Pittsburgh hereby agree to and do accept the following proposed program of financing as a satisfactory compliance with Section Fourth of the said agreement, to-wit, as follows:

1. The Railways Company shall promptly arrange for the purchase of new cars at a total cost of \$3,000,000.00. They shall issue on account thereof car trusts in the sum of \$2,400,000.00, which amount may be repayable within fifteen years out of an annual sinking fund necessary for the purpose. The balance of \$600,000.00 shall be raised either by car trusts, certificates or by other appropriate means of financing. It shall be agreed that any purchases made and paid for out of income shall not be added to the capital account, and shall not receive any income as capital account either during the period of purchase or thereafter.

2. The Railways Company shall raise \$2,000,000.00 by the issuance of four year or other short term notes, which notes may carry a sinking fund provision, calling for an annual payment of \$500,000.00 each year. It is agreed that in order to keep down the operating costs, and to provide for a more permanent arrangement for the financing of the \$2,000,000.00, that the Philadelphia Company shall advance and pay the sum of \$500,000.00 per annum out of its share of the annual return to capital under the said agreement, and that the Philadelphia Company shall take new bonds of the Company or a new or successor company in exchange for this indebtedness. The said \$2,000,000.00 to be applied for betterments, improvements and rehabilitation of the street railways system, subject to the approval of the Traction Conference Board.

3. It is further mutually understood that the foregoing securities shall bear interest not exceeding six per cent per annum, and shall be marketed upon the most advantageous terms possible.

4. It is further mutually understood that the proper and appropriate steps will be taken to secure the re organization of the Railways Company, contemplated in the said agreement at the earliest possible date, and that the City of Pittsburgh will assist and co-operate in every way possible to accomplish the said purpose.

Passed November 6, 1922.

Approved November 13, 1922.

Resolution Book 5, Page 427.

No. 327

Whereas, in connection with the execution of the contract between the City of Pittsburgh and Booth & Flinn, Ltd., for the grading, paving and curbing of Ravenna street, from Shady avenue to Spahr street, it was necessary to do certain extra work which was not included in the contract and specifications for said improvement and could not be allowed under the terms of said contract governing the allowance of extra work, amounting to \$9,155.09, as per bill accompanying final estimate; Now, therefore, be it

Resolved, That the said extra work as herein set forth, certified by the Department of Public Works, be approved and the City Controller is authorized and directed to charge the same as part of the cost of said improvement.

Passed November 13, 1922, by a two-thirds vote.

Approved November 14, 1922.

Resolution Book 5, Page 428.

No. 328

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following District Commissioners in the Bureau of Police covering monies expended by them in securing evidence against illegal liquor selling and other violations of the law, and charge the amounts to the appropriation item hereinafter named, to-wit:

Name	Amount
J. P. Clancey, Appropriation No. 42	\$16.75
Jerry L. Deasy, Appropriation No. 42	38.50
William J. Kane, Appropriation No. 42	34.60

Passed November 13, 1922, by a two-thirds vote.

Approved November 14th, 1922.

Resolution Book 5, Page 428.

No. 329

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Paul R. Shuey, in the sum of \$250.00 for services in installing radio equipment at the Tuberculosis Hospital and Mayview Home; \$125.00 of the above amount to be chargeable to Code Account 1230, Tuberculosis Hospital and \$125.00 to be chargeable to Code Account 1302, Department of Charities.

Passed November 13, 1922, by a two-thirds vote.

Approved November 14, 1922.

Resolution Book 5, Page 429.

No. 330

Whereas, in the construction of the Beechwood Boulevard Bridge, as provided in the Bond Issue of 1919, the Department of Public Works finds it both expedient and economical to place the asphalt surfacing with the forces of the Asphalt Division of the Bureau of Highways and Sewers, and

Whereas, no funds have been provided for the use of that Bureau in the prosecution of the work; Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to set aside from the proceeds received from the sale of "Beechwood Boulevard Bridge Bonds" 1919, Bond Fund 212, the sum of Two Thousand Five Hundred Fifty-seven and 50/100 (\$2,557.50) Dollars for the

purpose of paying the costs incurred by the Bureau of Highways and Sewers in the placing of the asphalt surfacing on the bridge and that said fund shall be known as "No. 212-B" Asphalt Surfacing.

Passed November 13, 1922.

Approved November 14, 1922.

Resolution Book 5, Page 429.

No. 331

Resolved, That the City Controller be and is hereby authorized and directed to transfer the sum of Two Hundred (\$200.00) Dollars from Appropriation Account No. 1742, Regular Salaries to Appropriation Account No. 1746, Miscellaneous Services, Department of Public Works, Bureau of Water, Filtration Division.

Passed November 13, 1922.

Approved November 14, 1922.

Resolution Book 5, Page 429.

No. 332

Whereas, The United Veterans of Pittsburgh desire to celebrate Armistice Day by parade or otherwise, in which soldiers of all organizations are invited to participate, and

Whereas, the United Veterans of Pittsburgh have requested an appropriation of \$2,500.00 to help defray expenses of parade and celebration on November 11th, 1922, Armistice Day; Therefore, be it

Resolved, That the sum of Two Thousand, Five Hundred (\$2,500.00) Dollars is hereby set aside in appropriation No. 42, Contingent Fund, for the said purpose and the Mayor is hereby authorized and directed to issue and the City Controller to countersign a warrant or warrants aggregating the sum of Two Thousand Five Hundred (\$2,500.00) Dollars upon the production and proper audit of vouchers for said expense and charge to the amount set aside in appropriation No. 42, Contingent Fund.

Passed November 13, 1922, by a two-thirds vote.

Approved November 14, 1922.

Resolution Book 5, Page 429.

No. 333

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$11,440.00 from code account No. 42-3, Wharf Parking to code account No. 49, Interest.

Passed November 13, 1922.

Approved November 14, 1922.

Resolution Book 5, Page 430.

No. 334

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of Ten Hundred and Thirty (\$1,030) Dollars from Code Account 1228, Salaries, Regular Employees, to the following Code Accounts:

Code Account 1230—Miscellaneous Services\$380.00

Code Account 1234—Equipment 650.00 all in the Tuberculosis Hospital, Bureau of Infectious Diseases, Department of Public Health.

Passed November 13, 1922.

Approved November 14, 1922.

Resolution Book 5, Page 430.

No. 335

Resolved, That the City Controller be, and he is hereby authorized and directed to transfer the following sums to and from the following appropriation accounts of the Distribution Division, of the Bureau of Water, Department of Public Works,

Six hundred dollars (\$600.00) from Code Account No. 1759 "Salaries Regular", to Code Account No. 1763 "Supplies".

Five hundred dollars (\$500.00) from Code Account No. 1760 "Wages Regular" to Code Account No. 1763 "Supplies".

Two Thousand Seven hundred fifty dollars (\$2,750.00) from Code Account No. 1761 "Wages Temporary", to Code Account No. 1762 "Miscellaneous Services".

Passed November 13, 1922.

Approved November 14, 1922.

Resolution Book 5, Page 430.

No. 336

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of \$2,000.00 from code account No. 1752, Wages, Regular, Mechanical Division, Bureau of Water, to code account No. 1590, General Repaving, Division of Streets, Bureau of Engineering, for the purpose of paying for the laying of the sidewalk pavement on the northerly side of Carson street, West, between Smithfield street bridge and Point bridge.

Passed November 13, 1922.

Approved November 14, 1922.

Resolution Book 5, Page 431.

No. 337

Whereas, a part of the Bakewell Building belonging to the Estate of Gilbert Rafferty, deceased, was taken in the widening of Diamond street, thereby necessitating the remodeling of the building; and

Whereas, under the law the Trustees in the proceedings before the Viewers to fix damages, were compelled to base the cost of this remodeling upon the most economical method of doing the work, which involved the occupancy of the portion of Diamond street taken until the work had progressed to the point where it could be removed without increasing the cost of doing the work on the portion of the building left; and

Whereas, the Director of the Department of Public Works required said Trustees to remove the portion of the building from the ground taken before the work had progressed to the point where this was most economical under the method of doing the work adopted, and Director Norman F. Brown agreed to recommend to the Council the payment to the Trustees of the additional expense to which they would be put by reason of this change of method in doing the work, which extra cost is the amount asked for in this resolution; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller

to countersign, a warrant in favor of Charles D. Rafferty, John W. Chalfant and James R. Wardrop, Trustees of the Estate of Gilbert T. Rafferty, deceased, in the sum of \$5,552.00, in full payment of extra expense incurred as aforesaid, and charge the same to Code Account No. 51, Unappealed Damages.

Passed November 13, 1922, by a two-thirds vote.

Approved November 17, 1922.

Resolution Book 5, Page 431.

No. 338

Whereas, in connection with the execution of the contract between the City of Pittsburgh and J. D. Littell, contractor for the construction of a swimming pool at Riverview Park, it was found necessary to do certain extra work, which was not included in the contract and specifications for said work and could not be allowed under the terms of said contract; and

Whereas, the extra work in connection with the construction of the swimming pool in Riverview Park, as per bid approved November 23, 1921, was properly executed, amounting to \$405.00, as per bill accompanying the final estimate; Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of J. D. Littell, for the sum of \$405.00, for extra work done on the contract for the construction of swimming pool at Riverview Park and charge the same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Passed November 20, 1922, by a two-thirds vote.

Approved November 23, 1922.

Resolution Book 5, Page 432.

No. 339

Whereas, in carrying out the contract between the City of Pittsburgh and Mike Mannella for the construc-

tion of a main and branch trunk sanitary sewer in Saw Mill Run Drainage Basin, extending along Woodstock avenue, McKnight street, Banksville avenue and private property, Contract No. 2, it became necessary to do certain additional work which was not contemplated in the contract, amounting to Four Thousand three hundred six and fifty hundredth (\$4,306.50) Dollars, and

Whereas, said additional work consisted in the construction of a six (6") inch terra cotta pipe sub-drain, the removal of an existing eight (8") inch terra cotta pipe sanitary sewer on Woodstock avenue, the removal of the boardwalk from the west side to the east side of Woodstock avenue, and the construction of flumes and handling of sewage from the eight (8") inch sanitary sewer during the construction of the trunk sewer, and

Whereas, unit prices bid have been received by the Department of Public Works, approved February 28th and November 4th, 1922 and filed with the contract; Now, therefore, be it

Resolved, That the Mayor and the City Controller shall be and they are hereby authorized and directed respectively to issue and countersign a warrant in favor of Mike Mannella for the sum of Four Thousand three hundred six and fifty hundredth (\$4,306.50) dollars, for payment of certain additional work done in connection with the contract for the construction of a main and branch trunk sanitary sewer, Saw Mill Run Drainage Basin, extending along Woodstock avenue, McKnight street, Banksville avenue and private property, Contract No. 2, and charge the same to Bond Fund Appropriation No. 214, Contract No. 1287.

Passed November 20, 1922, by a two-thirds vote.

Approved November 23, 1922.

Resolution Book 5, Page 432.

No. 340

Whereas, in connection with the execution of the contract, between the City of Pittsburgh and Jas. M. McQuade & Sons Company, contractor for the improvement of Washington boulevard, from Heth's Run Bridge

eastwardly, to present paving in Highland Park, it was found necessary to do certain extra work, which was not included in the contract and specifications for said work and could not be allowed under the terms of said contract; and

Whereas, the extra work in connection with the improvement of Washington boulevard, in Highland Park, amounting to \$4,283.33, as per bill accompanying the final estimate, was properly executed, as per bids approved December 6, 1921, December 29th, 1921, May 24th, 1922 and November 4th, 1922; Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Jas. H. McQuade & Sons Company, for the sum of \$4,283.33, for extra work done on the contract for the improvement of Washington boulevard, from Heth's Run Bridge eastwardly to present paving in Highland Park and charge the same to Highland Park Improvement Bonds, 1919, Bond Fund Appropriation No. 213.

Passed November 20, 1922, by a two-thirds vote.

Approved November 23, 1922.

Resolution Book 5, Page 433.

No. 341

Whereas, a meter has been installed at premises of Wm. Simon, 1638 and Rear Colwell street, 3rd Ward, Pittsburgh, Pa., and,

Whereas, it appears that the flat rate for a quarter for water used in said premises would be \$11.42, and meter readings at the current rates for the quarter show a use of water in the sum of \$53.15, or an increase in the charge for the water for said period of \$41.74, and

Whereas, it appears that the charge for water would work a great hardship upon the owner of the said property; Therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed to issue an exoneration to

the said Wm. Simon on account of said charge for water in the sum of \$20.87, being 50 per cent of the excess meter rate over the former flat rate.

Passed November 20, 1922.

Approved November 23, 1922.

Resolution Book 5, Page 433.

No. 342

Resolved, That the City Controller shall be and he is hereby authorized and directed to set apart and appropriate from Code Account No. 42, Contingent Fund, the sum of \$370.00 as follows:

For the construction of boardwalks on Los Angeles avenue, from Shiras avenue to Crosby avenue, a distance of approximately 450 feet, \$185.00.

For the construction of a three plank boardwalk on Vodeli street, from Shiras avenue to Crosby avenue, a distance of approximately 450 feet, \$185.00. And be it further

Resolved, That the Director of the Department of Public Works be and he is hereby authorized and directed to have the boardwalks constructed as described above.

Passed November 20, 1922.

Approved November 23, 1922.

Resolution Book 5, Page 434.

No. 343

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$4,000.00 from Code Account No. 1039, Improvements, Municipal Garage and Repair Shop to Code Account No. 1035, Materials, General, Municipal Garage and Repair Shop.

Passed November 20, 1922.

Approved November 23, 1922.

Resolution Book 5, Page 434.

No. 344

Resolved, That the City Controller be and he is hereby authorized and

directed to transfer the sum of One Hundred Sixteen Dollars (\$116.00) from Code Account 1694, Materials, North Side Market, to Code Account 1696, Equipment, North Side Market.

Passed November 20, 1922.

Approved November 23, 1922.

Resolution Book 5, Page 434.

No. 345

Whereas, in order to meet contract for the necessary prebidding of Tax bills for the ensuing year; and

Whereas, there remains to the credit of certain appropriations a sufficient sum to transfer the necessary amount; Therefore, be it

Resolved, That the Controller shall be and is hereby authorized to make the following transfers of appropriations, to-wit:

From Appropriation 1063, permanent salaries, Department of City Treasurer, \$1,500.00 to Appropriation 1065, Miscellaneous Service, Department of City Treasurer.

Passed November 20, 1922.

Approved November 23, 1922.

Resolution Book 5, Page 435.

No. 346

Whereas, in the execution of the contract between the City of Pittsburgh and the Hughes-Foulkrod Company for the Boulevard of the Allies, Viaduct No. 1, Concrete slab, Railing, etc., Contract No. 3, it was necessary to do certain additional work not provided for in the contract and to pay for the same as extra work; Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Hughes-Foulkrod Company for the sum of One thousand thirty-one and 76/100 (\$1,031.76) Dollars for extra work done on said contract for the Boulevard of the Allies, Viaduct No. 1, Concrete Slab, Railing, etc.,

Contract No. 3; and charge same to No. 207, Bond Issue of 1919.

Passed November 27, 1922, by a two-thirds vote.

Approved November 28, 1922.

Resolution Book 5, Page 435.

No. 347

Whereas, on December 16th, 1920, as a result of a collision between Pittsburgh Railways Car No. 4657 and Asphalt Truck No. 11, owned and operated by the Bureau of Highways and Sewers, it was necessary to have repairs made to said truck at a cost of \$1,531.30, for which amount the Bureau of Highways and Sewers is indebted to the said Packard Motor Company; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Packard Motor Company in the sum of \$1,531.30 for repairs to Asphalt Truck No. 11, and that the same be charged to Appropriation No. 1657, Repairs, Asphalt Plants.

Passed November 27, 1922, by a two-thirds vote.

Approved November 28, 1922.

Resolution Book 5, Page 435.

No. 348

Whereas, in the execution of the contracts with Walter S. Rae for sidewalk and other repairs to Ellsworth avenue bridge, and for making minor structural repairs to Spahr street bridge over Pennsylvania Railroad, it was necessary to do certain additional work not provided for in the said contracts and to pay for the cost of same as extra work; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of Walter S. Rae for the sum of \$149.50, for extra work on Ellsworth avenue bridge, and \$20.00, for extra work on Spahr street bridge, as aforesaid, and charge the said amounts to Code Account No. 1457-E.

Passed November 27, 1922, by a two-thirds vote.

Approved November 28, 1922.

Resolution Book 5, Page 436.

No. 349

Resolved, That the City Solicitor be and he is hereby authorized and directed to enter satisfaction of record of the lien for City taxes filed at D. T. D. No. 699 January Term, 1923, against Sarah L. Thomas, Rosie Randall and Alexander Randall, in the sum of \$167.01, without payment of any money, and charge the costs to the City of Pittsburgh.

Passed November 27, 1922.

Approved November 28, 1922.

Resolution Book 5, Page 436.

No. 350

Resolved, That the City Controller shall be and he is hereby authorized and directed to set aside in Code Account No. 42, Contingent Fund, the sum of \$450.00 for repairing the steps leading from East street to the McNaugher school, and that the Director of the Department of Public Works be and he is hereby authorized and directed to proceed with the work and have same completed at an early date.

Passed November 27, 1922.

Approved November 28, 1922.

Resolution Book 5, Page 436.

No. 351

Resolved, That the City Controller shall be and he is hereby authorized and directed to set apart and appropriate from Code Account No. 42, Contingent Fund, the sum of \$300.00 as follows:

For the construction of boardwalks and steps from the end of Alexis street up the hillside to Greenfield avenue; and be it further

Resolved, That the Director of the Department of Public Works be and he is hereby authorized and directed to have the boardwalk and steps constructed as described above.

Passed November 27, 1922.

Approved November 28, 1922.

Resolution Book 5, Page 437.

No. 352

Whereas, a meter has been installed at premises of Rachel Browarsky, 17 Townsend street, Third Ward, Pittsburgh, Pa., and,

Whereas, it appears that the flat rate for a quarter for water used in said premises would be \$9.56, and meter readings at the current rates for the quarter show a use of water in the sum of \$62.92, or an increase in the charge for the water for said period of \$53.36, and

Whereas, it appears that the charge for water would work a great hardship upon the owner of the said property; Therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed to issue an exoneration to the said Rachel Browarsky on account of said charge for water in the sum of \$26.68, being 50 per cent of the excess meter rate over the former flat rate.

Passed November 27, 1922.

Approved November 28, 1922.

Resolution Book 5, Page 437.

No. 353

Resolved, That the City Controller shall be and he is hereby authorized, empowered and directed to make the following transfers in the Bureaus of Police, Fire, Electricity and Building Inspection of the Department of Public Safety, to-wit:

	Amount
From Code Account No. 1444, Item A-1, Salaries, Regular Employes, Bureau of Police, to Code Account No. 1447, Item B, Miscellaneous Services, Bureau of Police.....	\$1,000.00

From Code Account No. 1444, Item A-1, Salaries, Regular Employes, Bureau of Police, to Code Account No. 1448, Item B, Carfare, Bureau of Police	600.00
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From Code Account No. 1444, Item A-1, Salaries, Regular Employes, Bureau of Police, to Code Account No. 1449, Item C, Supplies, Bureau of Police	5,000.00
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From Code Account No. 1444, Item A-1, Salaries, Regular Employes, Bureau of Police, to Code Account No. 1460, Item B, Miscellaneous Services, Dog Pound, Bureau of Police	4,500.00
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From Code Account No. 1469, Item F, Fire Hose, Bureau of Fire, to Code Account No. 1464, Item C, Supplies, Bureau of Fire	5,000.00
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From Code Account No. 1472, Item A-1, Salaries, Regular Employes, Bureau of Electricity, to Code Account No. 1480, Item L, Firemen's Disability Fund, Bureau of Electricity	10.00
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From Code Account No. 1481, Item A-1, Salaries, Regular Employes, Bureau of Building Inspection, to Code Account No. 1482, Item B, Miscellaneous Services, Bureau of Building Inspection	350.00
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From Code Account No. 1481, Item A-1, Salaries, Regular Employes, Bureau of Building Inspection, to Code Account No. 1483, Item C, Supplies, Bureau of Building Inspection	200.00
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Passed November 27, 1922.

Approved November 28, 1922.

Resolution Book 5, Page 437.

No. 354

Resolved, That the City Controller shall be and he is hereby authorized, empowered and directed to make the following transfers in the General Office of the Department of Public Safety and the Bureau of Fire, to-wit:

	Amount
From Code Account No. 1426, Item A-1, Salaries, Regular Employees, General Office, Department of Public Safe- ty, to Code Account No. 1428, Item A-3, Wages, Regular Employees, General Office, Department of Public Safe- ty	\$3,000.00
From Code Account No. 1426, Item A-1, Salaries, Regular Employees, General Office, Department of Public Safe- ty, to Code Account 1429, Item B, Miscellaneous Serv- ices, General Office, Depart- ment of Public Safety	200.00
From Code Account No. 1468, Item F, Equipment and Ma- chinery, Bureau of Fire, to Code Account No. 1430, Item C, Supplies, General Office, Department of Public Safety	4,000.00
From Code Account No. 1426, Item A-1, Salaries, Regular Employees, General Office, Department of Public Safe- ty, to Code Account No. 1432, Item E, Repairs, Gen- eral Office, Department of Public Safety	50.00
From Code Account No. 1426, Item A-1, Salaries, Regular Employees, General Office, Department of Public Safe- ty, to Code Account No. 1437, Item C, Supplies, Division of Weights and Measures, Gen- eral Office, Department of Public Safety	50.00
From Code Account No. 1426, Item A-1, Salaries, Regular Employees, General Office, Department of Public Safe- ty, to Code Account No. 1441, Item B, Miscellaneous Services, Division of Boiler Inspection, General Office, Department of Public Safe- ty	50.00

Passed November 27, 1922.

Approved November 28, 1922.

Resolution Book 5, Page 438.

No. 355

Whereas, the funds provided for
Miscellaneous Services, Division of

Public Utilities, Bureau of Highways
and Sewers, will not be sufficient to
meet the demands for the remainder
of the year; therefore, be it

Resolved, That the City Controller
be and he is hereby authorized and
directed to transfer from Code Ac-
count No. 1613, Miscellaneous Serv-
ices, Stables and Yards, to Code Ac-
count No. 1648, Miscellaneous Serv-
ices, Division of Public Utilities, the
sum of Three Hundred Dollars(\$300)

Passed November 27, 1922.

Approved November 28, 1922.

Resolution Book 5, Page 439.

No. 356

Resolved, That the City Controller
be, and is hereby authorized and di-
rected to transfer the sum of One
Thousand \$1,000.00) Dollars from Ap-
propriation Account No. 1752, Wages,
Regular Employees, to Appropriation
Account No. 1753, Wages Temporary
Employees, Department of Public
Works, Bureau of Water, Mechanical
Division.

Passed November 27, 1922.

Approved November 28, 1922.

Resolution Book 5, Page 439.

No. 357

Whereas, in the execution of a
contract between the City of Pitts-
burgh and A. R. Van Horn for the
alteration to the drainage system of
Larimer avenue bridge there were
not sufficient funds in Contract No.
1331, Code Account 1547-E, to meet
the payment of the Final Estimate;
Now, therefore, be it

Resolved, That the City Controller
be and he is hereby authorized and
directed to transfer funds in the
amount of One hundred fourteen and
43/100 (\$114.43) Dollars from Code
Account 1547-E, the same being
bridge repairs, Division of Bridges,
Bureau of Engineering, Department
of Public Works, to said contract No.
1331, Code Account 1547-E, Alteration
to the Drainage System of Larimer
avenue bridge.

Passed November 27, 1922.

Approved November 28 1922.

Resolution Book 5, Page 439.

No. 358

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of \$400.00 from Code Account No. 1109-C, Supplies, City Planning, to Code Account No. 1095-B, Miscellaneous Services, Department of Assessors.

Passed November 27, 1922.

Approved November 28, 1922.

Resolution Book 5, Page 440.

No. 359

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of Three Hundred and Fifty (\$350.00) dollars from Code Account 1269, Salaries, Regular Employees, Division of Housing and Sanitary Inspection, to Code Account 1265, Supplies, Division of Plumbing and House Drainage, all in the Bureau of Sanitation, Department of Public Health.

Passed November 27, 1922.

Approved November 28, 1922.

Resolution Book 5, Page 440.

No. 360

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of Five Hundred Dollars (\$500.00) from Code Account 1281, Salaries Regular Employees, Division of Dairy Inspection, and the sum of Seven Hundred Dollars from Code Account 1291, Salaries, Regular Employees, Division of Milk and Miscellaneous Food Inspection, to Code Account 1283, Miscellaneous Services, Division of Dairy Inspection, all in the Bureau of Food Inspection, Department of Public Health.

Passed November 27, 1922.

Approved November 28, 1922.

Resolution Book 5, Page 440.

No. 361

Resolved, That the City Controller be, and is hereby authorized and directed to transfer the sum of One hundred forty (\$140.00) Dollars from Code Account No. 1152, Repairs, to Code Account No. 1148, Wages, Regular Employees, and the sum of Five hundred (\$500.00) Dollars from Code Account No. 1152, Repairs, to Code Account No. 1154, Salaries, Regular Employees, Woods Run Branch, Carnegie Free Library, North Side.

Passed November 27, 1922.

Approved November 28, 1922.

Resolution Book 5, Page 440.

No. 362

Whereas, There being only a balance of Six Thousand, Six Hundred and Forty-two dollars (\$6,642.30) and thirty cents, in Code Account 1320, Supplies, Pittsburgh City Home and Hospitals, and an estimated amount of Twenty-three Thousand, Six Hundred and Forty-two Dollars and Thirty Cents (\$23,642.30) needed for the balance of the year; Therefore, be it

Resolved, That the City Controller shall be and is hereby authorized and directed to transfer the following sums amounting to Seventeen Thousand (\$17,000.00) Dollars from the respective appropriations of the General Office and the Pittsburgh City Home and Hospitals, set forth, to Code Account 1320, Supplies, Pittsburgh City Home and Hospitals, Department of Charities.

\$ 3,000.00 from Code Account 1308, Quarantine Relief & Burial, General Office.

5,000.00 from Code Account 1316, Salaries, Regular Employees, Pittsburgh City Home and Hospitals.

4,000.00 from Code Account 1317, Wages, Regular Employees, Pittsburgh City Home and Hospitals.

\$5,000.00 from Code Account 1352,
Wages, Regular Employees,
Pittsburgh City Home
and Hospitals.

\$17,000.00

Passed November 27, 1922.

Approved November 28, 1922.

Resolution Book 5, Page 441.

No. 363

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of H. D. Shawkey Company, in the sum of four hundred seventy-one and 34/100 (\$471.34) dollars for one (1) automobile for the Supervisor of City Stables, same to be chargeable to and payable from Code Account 1044.

Passed November 27, 1922, by a two-thirds vote.

Approved December 2, 1922.

Resolution Book 5, Page 441.

No. 364

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Animal Rescue League of Pittsburgh for the sum of \$1,073.13 covering work done during the month of October, 1922, and charge the same to Code Account No. 1460, Item B, Miscellaneous Services, Bureau of Police.

Passed December 4, 1922, by a two-thirds vote.

Approved December 7, 1922.

Resolution Book 5, Page 441.

No. 365

Resolved, That the Mayor be, and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of George Fummer, of 1101 South Side avenue, Pittsburgh, Pa., for One Hun-

dred Fifty Dollars (\$150.00), in full settlement of any and all claims for damages which he might have against the City of Pittsburgh arising out of an accident that occurred on April 1, 1922, and charge the same to Code Account No. 42, Contingent Fund.

Passed December 4, 1922, by a two-thirds vote.

Approved December 7, 1922.

Resolution Book 5, Page 442.

No. 366

Resolved, That the Mayor be, and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Booth & Flinn, Ltd., for the sum of Eleven Thousand Seven Hundred Ninety-two Dollars and six cents (\$11,792.06), and charge same to Appropriation No. 203, Water Bonds, Series "A", 1919, the said amount being full payment for labor furnished incident to laying and relaying 6-inch water line on Brownsville avenue from East Carson street to Warrington avenue.

Passed December 4, 1922, by a two-thirds vote.

Approved December 7, 1922.

Resolution Book 5, Page 442.

No. 367

Resolved, That the Mayor be, and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Frank and Felix Dulus, for the sum of Forty Dollars and eighty cents (\$40.80), and charge same to Appropriation No. 203, Water Bonds, Series "A" 1919, the said amount being full payment for extra work incident to laying water lines on Spring Garden avenue and connecting streets.

Passed December 4, 1922, by a two-thirds vote.

Approved December 7, 1922.

Resolution Book 5, Page 442.

No. 368

Whereas, The flat rate water rent of Mrs. Florence H. Guthrie, wife of the late deceased Ambassador George W. Guthrie at Woodland road, 14th Ward, was paid for the years 1913, 1914, 1915, 1916, amounting to \$445.13; and

Whereas, said premises was vacant from the period of July 1st, 1913 to May 1st, 1917; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Mrs. Florence H. Guthrie in the sum of Three hundred and fifty six dollars and ninety-seven cents (\$356.97) on account of refunding water rent on property at Woodland road, 14th Ward, and charge same to Appropriation No. 41, Refunding Taxes and Water Rent.

Passed December 4, 1922, by a two-thirds vote.

Approved December 7, 1922.

Resolution Book 5, Page 443.

No. 369

Whereas, M. B. Donnelly of 209 Eakewell offers the City of Pittsburgh, \$1,200.00 for lot No. 70 in the revised plan of Herron Hill Park located on Milwaukee st., 5th Ward, City, bounded and described as follows: Beginning on the northwest of Milwaukee street at the corner of lot No. 71 in said plan, thence extending northwestwardly 87.25 feet, more or less to Carnak way, thence westwardly 40.09 feet to lot No. 69 in said plan, thence southeastwardly 90 feet more or less to Milwaukee street, thence eastwardly 40 feet along said Milwaukee street to lot No. 71 in said plan, place of beginning; Therefore, be it

Resolved. That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to M. B. Donnelly for the sum of \$1,200.00.

Passed December 4, 1922.

Approved December 7, 1922.

Resolution Book 5, Page 443.

No. 370

Resolved, That the Librarian and Custodian of Building of the Carnegie Free Library of Allegheny be and he is hereby authorized and directed to grant the free use of the auditorium, of the Carnegie Free Library of Allegheny, to the Department of City Planning on Thursday evening, December 7, 1922.

Passed December 4, 1922.

Approved December 7, 1922.

Resolution Book 5, Page 443.

No. 371

Resolved, That the City Controller shall be and he is hereby authorized and directed to set apart and appropriate the sum of \$62.20 in Appropriation No. 42, Contingent Fund, for the purpose of laying a 3-plank walk on Sharon street between Mt. Oliver street and Amanda street, a distance of approximately 200 feet; and be it further

Resolved, That the Director of the Department of Public Works be and he is hereby authorized and directed to have the boardwalk laid as described above.

Passed December 4, 1922.

Approved December 7, 1922.

Resolution Book 5, Page 444.

No. 372

Resolved, That the City Controller be and he is hereby authorized and directed to set aside in Appropriation No. 42, Contingent Fund, the sum of \$385.70 for the construction of a two-plank walk on Kearns street, from Freewald street a distance of 1250 feet; and be it further

Resolved, That the Director of the Department of Public Works be and he is hereby authorized and directed to have the walk constructed as described above.

Passed December 4, 1922.

Approved December 7, 1922.

Resolution Book 5, Page 444.

No. 373

Resolved, That the City Controller be and he is hereby authorized and directed to set aside in Appropriation No. 42, Contingent Fund, the sum of \$550.00 for the construction of a two-plank walk with rail on David and Brunot street, from Whitt street to George street; and be it further

Resolved, That the Director of the Department of Public Works be and he is hereby authorized and directed to have the walk constructed as described above.

Passed December 4, 1922.

Approved December 7, 1922.

Resolution Book 5, Page 444.

No. 374

Resolved, That the City Controller shall be and he is hereby authorized, empowered and directed to transfer the sum of \$3,100.00 from code account No. 1732, A-1, Salaries, Managing Engineer, Bureau of Water, to code account No. 1590, General Street Repaving Fund, for the purpose of paying the cost and expense of Re-grading and Repaving Try way.

Passed December 4, 1922.

Approved December 7, 1922.

Resolution Book 5, Page 445.

No. 375

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer funds required for gas and electric current for the balance of the fiscal year, which sums as designated shall be and are hereby set apart and appropriated as reserves on the various contracts for such service, as follows:

From Appropriation 1771, Contract No. 1395, Miscellaneous Services, Bureau of Light.....	\$2,800.00
To Appropriation 1544, Contract No. 1386, Supplies, Division of Bridges, Bureau of Engineering	35.00

To Appropriation 1614, Contract No. 1387, Supplies, Division of Stables and Yards, Bureau of Highways and Sewers	900.00
To Appropriation 1693, Contract No. 1391, Supplies, North Side Market, Bureau of City Property	65.00
To Appropriation 1707, Contract No. 1392, Supplies, South Side Market, Bureau of City Property	200.00
To Appropriation 1720, Supplies Comfort Stations, Bureau of City Property.....	800.00
To Appropriation 1728, Supplies Exposition Building, Bureau of City Property	300.00
To Appropriation 1831, Supplies, Highland Zoo, Bureau of Parks	500.00

Passed December 4, 1922.

Approved December 7, 1922.

Resolution Book 5, Page 445.

No. 376

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$3,000.00 from Code Account 1080 (Public Utilities Litigation) to Code Account No. 1077, Witness Fees, Department of Law.

Passed December 4, 1922.

Approved December 7, 1922.

Resolution Book 5, Page 445.

No. 377

Whereas, the appropriation for Repairs, Buildings, Bureau of Highways and Sewers, is expended, and

Whereas, the Fire Underwriters have requested the re-wiring of the Eighth Division headquarters of the Bureau of Highways and Sewers and in order to complete this work the necessary funds must be provided; Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Four

Hundred Seventy-five Dollars (\$475) from Code Account No. 1607, Salaries, Division Offices, to Code Account No. 1620, Repairs, Buildings.

December 4, 1922.

Approved December 7, 1922.

Resolution Book 5, Page 446.

No. 378

Whereas, the Citizens Committee on City Plan of Pittsburgh, has made a detailed study of the main thoroughfares, or so-called Major streets of the City of Pittsburgh, and has formulated and published a Major street plan, consisting of an organized system of thoroughfares for traffic circulation; and

Whereas, This Major street plan was based upon all available data as to present and future needs of the city and is recognized to be a thorough study of the principal streets of the city; and

Whereas, this Major street plan has been highly commended by the Department of Public Works, and the Department of City Planning of the City of Pittsburgh, and has met with the general approval of civic organizations and individual citizens throughout the city; Now, therefore, be it

Resolved, That the Major street plan of the Citizens Committee on City Plan, dated September, 1921, be filed with the Department of City Planning and the Department of Public Works and that these Departments, the officials and engineers of the city be instructed to take said Major Street Plan into consideration in the planning, development and improvement of the main thoroughfares of the city, and, in all recommendations and reports to Council with reference to the planning, development and improvement of such streets of the city, to cite and discuss the recommendations of said Major street plan in connection therewith.

Passed December 11, 1922

Approved December 12, 1922.

Resolution Book 5, Page 446.

No. 379

Whereas, Council is of the opinion that in the development of the playgrounds and athletic centers of the city it is desirable to have a tentative general plan for the future development of playgrounds and athletic centers throughout the city toward which to work; and

Whereas, the Citizens Committee on City Plan of Pittsburgh has made a study of the playground situation in Pittsburgh and has evolved a plan for the future development of playgrounds and athletic centers in the city which in general meets the approval of this Council; Now, therefore, be it

Resolved, That the plan for the development of playgrounds and athletic centers in the City of Pittsburgh prepared by the Citizens Committee on City Plan, and dated June, 1920, be adopted as a tentative plan for the future development of playgrounds and athletic centers with the idea that it shall be used as a general program in the establishment and development of playgrounds and athletic centers by the city from time to time; and be it further

Resolved, That said playground and athletic center plan be filed with the Department of Public Works and the Department of City Planning of the City of Pittsburgh, and that these departments, the officials and engineers of the City, be instructed to take said plan into consideration in the planning development and improvement of the playgrounds and athletic centers of the city, and, in all recommendations and reports to Council with reference to the planning, development and improvement of such playgrounds and athletic centers of the city, to cite and discuss the recommendations of said playground and athletic center plan in connection therewith.

Passed December 11, 1922.

Approved December 12, 1922.

Resolution Book 5, Page 446.

No. 380

Whereas, by proceedings in the Court of Quarter Sessions of Allegheny County, Pennsylvania, at No.

53 June Sessions, 1922, a special election was authorized in the Borough of St. Clair to determine whether or not the said Borough should be annexed to the City of Pittsburgh; and

Whereas, at a special election held in said Borough on December 5, 1922, a majority of the qualified electors of said Borough voted in favor of said annexation; therefore, be it

Resolved, that the Court of Quarter Sessions of Allegheny County, Pennsylvania, in proceedings at the above number and term, be requested to decree that the said territory so annexed shall be a part of the Sixteenth Ward of the City of Pittsburgh.

In Council December 11, 1922, read and adopted.

Approved December 12, 1922.

Resolution Book 5, Page 447.

No. 381

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following employees of the Bureau of Police covering monies expended by them in securing evidence against illegal liquor selling and other violations of law, and charge the same to the appropriation items shown below, to-wit:

Name	Amount
J. P. Clancey, District Commissioner, Appropriation Item 42	\$26.75
Clyde S. Edeburn, Detective, Appropriation Item 42	103.61
J. J. Ford, District Commissioner, Appropriation Item 42.....	55.00

Passed December 11, 1922, by a two-thirds vote.

Approved December 12, 1922.

Resolution Book 5, Page 447.

No. 382

Whereas, through an oversight, the water rent on property of George E. Lorch & Bros., on Carson street, between South 16th and South 17th

streets, was not paid for the year 1915; and

Whereas, the said firm is desirous of paying same, together with costs of lien filed against said property, but, believe that as the fault was not entirely theirs, they should be exonerated from the payment of the penalty; Therefore, be it

Resolved, That the City Solicitor be and he is hereby authorized and directed to enter satisfaction of lien filed at D. T. D. No. 77 January term, 1919, against property of George E. Lorch & Bros. on Carson street, between South 16th and 17th streets, for water rent as aforesaid, upon the payment to the City of the sum of \$218.07, which includes the face of said lien and costs thereon.

Passed December 11, 1922.

Approved December 12, 1922.

Resolution Book 5, Page 448.

No. 383

Resolved, That the City Controller be and he is hereby authorized and directed to set aside in Appropriation No. 42, Contingent Fund, the sum of \$98.30 for the construction of a 3-plank walk on Addison street from Rose street to the end of street; also that the sum of \$300.00 be set aside in Appropriation No. 42, Contingent Fund for the construction of steps leading from East Ohio street to Troy Hill; also

The sum of \$337.50 for the purpose of paying for the construction of steps (known as Grab steps) at or near 2300 East street to connect with Gershon street; also

The sum of \$300.00 for the construction of steps from about 1812 Howard street to East street, and be it further

Resolved, That the Director of the Department of Public Works be and he is hereby authorized and directed to have the walk and steps constructed as described above.

Passed December 11, 1922.

Approved December 12, 1922.

Resolution Book 5, Page 448.

No. 384

Resolved, That the City Controller be and is hereby authorized and directed to transfer the sum of Five Hundred (\$500.00) Dollars from Appropriation Account No. 1742, Regular Salaries, to Appropriation Account No. 1749, Repairs, Department of Public Works, Bureau of Water, Filtration Division.

Passed December 11, 1922.

Approved December 12, 1922.

Resolution Book 5, Page 449.

No. 385

Whereas, the funds appropriated in Code Account No. 1542, A-1, Salaries, Division of Bridges, Bureau of Engineering, D. P. W., are depleted, and it is estimated that the sum of \$6,950.00 will be required to cover payrolls during the balance of the current fiscal year, and

Whereas, surpluses in excess of the aforesaid sum of \$6,950.00 will occur in certain other code accounts of the Bureau of Engineering; Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers:

\$3,750.00 from Code Account No. 1591 $\frac{3}{4}$, Foot Passage, Boulevard of Allies,

1,500.00 from Code Account No. 1592, A-4, Wages Temporary Employees, Construction and Maintenance of Fences,

700.00 from Code Account No. 1553, Materials, Bridge Repairs,

1,000.00 from Code Account No. 1560, Materials, Bridge Repainting.

\$6,950.00 TOTAL
to the following Code Account:

\$6,950.00 to Code Account No. 1542, A-1, Salaries, Division of Bridges, Bureau of Engineering.

Passed December 11, 1922.

Approved December 12, 1922.

Resolution Book 5, Page 449.

No. 386

Whereas, the appropriation for Supplies, Asphalt Plants, will not be sufficient to cover expenses for the remainder of the fiscal year and it will be necessary to provide additional funds; Therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Five Thousand (\$5,000.00) Dollars from Code Account No. 1656, Materials, Asphalt Plants, to Code Accounts No. 1655, Supplies, Asphalt Plants.

Passed December 11, 1922.

Approved December 12, 1922.

Resolution Book 5, Page 449.

No. 387

Resolved; That the City Controller shall be and he is hereby authorized and directed to transfer the sum of \$5,000.00 from code account No. 1020, Efficiency Fund, Mayor's Office, to Code Account No. 1589, Retaining Wall Schedule, Department of Public Works, for the construction of a retaining wall on the westerly line of Ruth street.

Passed December 11, 1922.

Approved December 12, 1922.

Resolution Book 5, Page 450.

No. 388

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Animal Rescue League of Pittsburgh for the sum of \$979.08 covering work done during the month of November, 1922, and charge the same to Code Account No. 1460, Item B, Miscellaneous Services, Dog Pound, Bureau of Police.

Passed December 18, 1922, by a two-thirds vote.

Approved December 19, 1922.

Resolution Book 5, Page 450.

No. 389

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Potter Title and Trust Company in the sum of Four Hundred Six (\$406.00) Dollars in payment of their bill for title insurance and recording of deed of the John J. Dean property in the Eighth Ward and Ninth Ward of the City of Pittsburgh and charge the same to Appropriation No. 42, Contingent Fund.

Passed December 13, 1922, by a two-thirds vote.

Approved December 19, 1922.

Resolution Book 5, Page 450.

No. 390

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the South Pittsburgh Water Co. in the sum of Two Hundred Thirty-five and 83/100 (\$235.83) Dollars, in payment of their bill for service shutting off water of delinquent subscribers residing in the City and charge to Code Account No. 1070, Miscellaneous Service, Collector of Delinquent Taxes.

Passed December 18, 1922, by a two-thirds vote.

Approved December 19, 1922.

Resolution Book 5, Page 451.

No. 391

Whereas, John A. Lathwood and R. M. McKinley, offers the City of Pittsburgh the sum of \$700.00 for piece of ground bounded and described as follows: Beginning at a point on the southerly side of Nelson street, at the line of property now owned by John Lathwood and Robert M. McKinley, thence westwardly along the said southerly line of Nelson street extended a distance of 124.50 feet to the line of property of the Pennsylvania Railroad; thence southerly along said property of the Pennsylvania Railroad

150 feet to a point; thence Eastwardly 106 feet to a point on line of said property of John Lathwood and Robert M. McKinley and thence along the line of said last mentioned property N. 11 degrees 38' East 122½ feet. to the southerly side of Nelson street at the place of beginning. Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to John A. Lathwood and R. M. McKinley, for the sum of \$700.00.

Passed December 18, 1922.

Approved December 19, 1922.

Resolution Book 5, Page 451.

No. 392

Resolved, That the City Solicitor be and he is hereby authorized to release from the lien of a certain municipal lien filed at M. L. D. No. 3, October Term, 1922, those three portions of the property covered, thereby as described in the following deeds recorded in the Recorder's Office of Allegheny County;

Deed of Margaret Agnes Lyda, et al. to Mary Alice Hughes, recorded in Deed Book, Vol. 2073, Page 321, deed of Margaret Agnes Lyda, et al. to Thomas Edward Metcalfe, recorded in Deed Book, Vol. 2107, Page 591, and deed of Thomas Edward Metcalfe, et al. to Margaret Agnes Lyda, recorded in Deed Book, Vol. 2073, Page 323.

Passed December 18, 1922.

Approved December 19, 1922.

Resolution Book 5, Page 451.

No. 393

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of Twelve Hundred (\$1200) Dollars from Code Account 1219, Supplies, Division of Transmissible Diseases, Bureau of Infectious Diseases, as follows: One Hundred (\$100) Dollars to Code Account 1293, Miscellaneous Services, Division of Milk and Miscellaneous

Food Inspection, Bureau of Food Inspection; Four Hundred (\$400) Dollars to Code Account 1235, Miscellaneous Services, Bureau of Child Welfare; and Seven Hundred (\$700) Dollars to Code Account 1234, Equipment, Tuberculosis Hospital, Bureau of Infectious Diseases.

Passed December 18, 1922.

Approved December 19, 1922.

Resolution Book 5, Page 452.

No. 394

Whereas, the Supply Account at Schenley Conservatory has not sufficient balance to pay December gas bills, and

Whereas, the Supply Account at Highland Park Zoo has not sufficient balance to pay gas and fuel bills for the month of December, and

Whereas, there are several other accounts without sufficient money to pay bills now accrued, and

Whereas, there are several accounts with balances owing to lost time; Therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the following sums to wit:

From:

Code Account 1778, Wages, Regular Employees, Schenley Park	\$1,500.00
Code Account 1857, Wages, Temporary Employees, River-view Park	1,446.00
	\$2,946.00

To:

Code Account 1783, Supplies, Schenley Park	\$ 15.00
Code Account 1807, Supplies, Schenley Conservatory.....	1,500.00
Code Account 1845, Supplies, Highland Park Zoo.....	1,425.00
Code Account 1846 Materials, Highland Park Zoo.....	6.00
	\$2,946.00

Passed December 18, 1922.

Approved December 19, 1922.

Resolution Book 5, Page 452.

No. 395

Whereas, in Ordinance No. 240, Series 1922, approved July 21, 1922, "authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making certain repairs to the Spahr street bridge over the Pennsylvania Railroad, the Millvale avenue bridge over the Pennsylvania railroad and the Schenley Park bridge over the Pittsburgh Junction Railroad and providing for the payment of the costs thereof", the fund, in amount of Twelve Thousand (\$12,000) Dollars, provided is not sufficient to cover the payment of the cost of the railing repairs to the Schenley Park bridge over the Pittsburgh Junction Railroad, and

Whereas, on December 6th proposals for the repair to the railing of the said bridge were opened and no bids of less than Twelve Thousand (\$12,000) Dollars in amount were submitted, and

Whereas, there is in Code Account 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering, available sufficient money to supply the necessary additional funds to cover the payment of cost of the same; Now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer funds in the amount of Six Thousand (\$6,000) Dollars from Code Account 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering, to the amount set up by Ordinance No. 240, Series 1922, approved July 21, 1922, for the purpose of paying for the railing repairs to the Schenley Park Bridge over the Pittsburgh Junction Railroad.

Passed December 18, 1922.

Approved December 19, 1922.

Resolution Book 5, Page 453.

No. 396

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Benjamin L. Jones in the sum of

Eighty-five (\$85.00) Dollars, for the use of his private automobile in the transporting patients to hospital and charge the same to Code Account 1238, Municipal Hospital, Bureau of Infectious Diseases, Department of Public Health.

Passed December 18, 1922, by a two-thirds vote.

Approved December 28, 1922.

Resolution Book 5, Page 453.

No. 397

Whereas, on October 4, 1922, No. 2 Pumping Engine at the Herron Hill Pumping Station, became disable, due to a broken cross head and bent piston rods and whereas it was essential that the above pumping engine be placed in service at the earliest possible moment. The Allis-Chalmers Company, makers of this engine, were instructed to furnish the necessary repair parts immediately, and whereas same has been done; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of The Allis-Chalmers Manufacturing Company in the sum of Six Hundred Fifty and no/100 (\$650.00) Dollars.

Same being payment in full for all material furnished in connection with the above work. Same to be paid from Code Account No. 1756, Materials.

Passed December 27, 1922, by a two-thirds vote.

Approved December, 28, 1922.

Resolution Book 5, Page 453.

No. 398

Whereas, Jos. F. Weis, Attorney, offers the City of Pittsburgh in behalf of William McGonigle the sum of \$375.00 for lot No. 446 in Chadwick place "Chadwick Improvement Co's Plan", located on Somerset street, 12th Ward, City, bounded and described as follows: Beginning on the South Side of Somerset street at the

corner of lot No. 447 in said plan, thence extending westwardly 25 feet to lot No. 445 in said plan, thence southwardly 100 feet to a point, thence eastwardly 25 feet to lot No. 447 in said plan, thence northwardly 100 feet to Somerset street the place of beginning; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Jos. F. Weis, Attorney, in behalf of William McGonigle, for the sum of \$375.00.

Passed December 27, 1922.

Approved December 28, 1922.

Resolution Book 5, Page 454.

No. 399

Whereas, The fund in Budget Appropriation No. 1071, advertising, is short in the amount of \$166.28 of the amount necessary to meet Sheriff's Bill for advertising Delinquent Tax Liens in accordance with Act of Assembly approved June 4th, 1901, etc., and

Whereas, there is a balance in salary account No. 1069; Therefore, be it

Resolved. That the Controller shall be and is hereby authorized and directed to transfer the sum of \$166.28 from appropriation No. 1069, salaries, to appropriation No. 1071, advertising, Department of Collector of Delinquent Taxes.

Passed December 27, 1922.

Approved December 28, 1922.

Resolution Book 5, Page 454.

No. 400

Whereas, during the month of June and July, 1922, heavy rains caused the sewer on Sherwood avenue to back up through the sewage connection of the Church of the Messiah, which is located at the corner of Sherwood avenue and Ashlyn street in the Twentieth Ward, Pittsburgh, Pa. and did considerable damage to the furniture, ceiling, walls and choir

vestments that were stored in the basement of the church in all amounting to \$271.02, and

Whereas, the damage was due to negligence of the City of Pittsburgh in failing to maintain the sewer located on Sherwood avenue in good condition; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Church of the Messiah in the sum of Two Hundred Seventy-one and 2/100 (\$271.02) Dollars, in payment of damage sustained by the said church, and charge the same to appropriation No. 42, Contingent Fund.

Passed December 27, 1922, by a two-thirds vote.

Approved December 28, 1922.

Resolution Book 5, Page 455.

No. 401

Whereas, A meter has been installed at premises of the Hazelwood Glenwood Baptist Church, 208-10 Johnston avenue, 15th Ward, Pittsburgh, Pa., and

Whereas, It appears that the flat rate for two quarters for water used in said premises would be \$24.62, and meter readings at the current rates for the two quarters show a use of water in the sum of \$54.92, or an increase in the charge for the water for said period of \$30.30, and

Whereas, it appears that the charge for water would work a great hardship upon the owner of the said property. Therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed to issue an exoneration to the said Hazelwood Glenwood Baptist Church on account of said charge for water in the sum of \$15.15, being 50 per cent of the excess meter rate over the former flat rate.

Passed December 27, 1922.

Approved December 28, 1922.

Resolution Book 5, Page 455.

No. 402

Resolved, That the City Controller shall be and he is hereby authorized, empowered and directed to apply the sum of \$763.51 to the payment of telephone bills incurred by the City of Pittsburgh, during the year 1922, and now in Code Account No. 1473, Item B, Miscellaneous Services, Bureau of Electricity, Series 1922, the same being an unexpended balance in said Code Account No. 1473, Item B, Miscellaneous Services, Bureau of Electricity, Series 1921, carried over from said appropriation for the year 1921, to the appropriation for the year 1922, for the purpose of paying the claims due on bills incurred for telephone service for the year 1921.

Passed December 27, 1922.

Approved December 28, 1922.

Resolution Book 5, Page 455.

No. 403

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of Five Thousand Five Hundred and Fifty-two (\$5,552.00) Dollars from Code Account No. 1219, Supplies, Transmissible Diseases, to code account No. 51, Unappealed Damages, to pay the claim of Charles B. Rafferty, John W. Chalfant and James R. Wardrop, trustees of the estate of Gilbert T. Rafferty, authorized by Resolution No. 337, approved November 17, 1922.

Passed December 27, 1922.

Approved December 28, 1922.

Resolution Book 5, Page 456.

No. 404

Whereas, in order to purchase necessary equipment for the Office of the City Treasurer, there remains to the credit of certain appropriations a sufficient sum to transfer the necessary amounts; Therefore, be it

Resolved, That the Controller shall be and is hereby authorized to make

the following transfers of appropriations, to-wit:

From appropriation 1063, Permanent Salaries, Department of City Treasurer, \$500.00 to Appropriation 1068, Equipment, Department of City Treasurer.

From Appropriation 1066, Supplies, Department of City Treasurer, \$600.00 to Appropriation 1068, Equipment, Department of City Treasurer.

From Appropriation 1067, Repairs, Department of City Treasurer, \$100.00, to Appropriation 1068, Equipment, Department of City Treasurer.

Total amount of transfers, \$1,200.00.

Passed December 27, 1922.

Approved December 28, 1922.

Resolution Book 5, Page 456.

No. 405

Whereas, in view of the fact that the Director of the Department of Supplies has advertised for and received bids for the furnishing of fuel for the pumping stations for the year 1923, and the said price is considerably in excess of the 1922 price; and

Whereas, in view of the uncertainty of the present market if it is impossible to obtain a lower bid it appears that it would be a good policy to purchase coal on the open market for a period of at least two (2) months unless the City would be able to obtain coal at a price within or near the range of 1922 prices; Therefore, be it

Resolved, That the Director of the Department of Supplies is hereby given authority to purchase such coal as may be required and the Mayor is hereby directed to issue and the Controller to countersign warrants for the payment of coal purchased in this manner on bill rolls properly probed; And be it further.

Resolved, That Council stands ready to pass such additional legislation as the Mayor may submit, which may be necessary to carry out the intent of this resolution.

In Council December 27, 1922, read and adopted.

Approved December 28, 1922.

Resolution Book 5, Page 456.

No. 406

Whereas, numerous complaints have been made respecting the water supplied by the South Pittsburgh Water Company,

Whereas, analysis of the water discloses an unusual and large degree of hardness and marked tastes and odors and other objectionable characteristics, and

Whereas, it is the desire of the City of Pittsburgh, that steps be taken immediately to secure relief from these conditions; Now, therefore, be it

Resolved, That the City Solicitor be and is hereby directed to file complaint before the Public Service Commission of Pennsylvania against the South Pittsburgh Water Company with respect to the service of the South Pittsburgh Water Company generally, and more especially with respect to the unusual and large degree of hardness in the waters supplied by the South Pittsburgh Water Company from time to time, and also with respect to the marked tastes and odors of said waters, and also with respect to any other characteristics of the water which may be found obnoxious or in any way unsafe or unhealthy.

The City Solicitor is further hereby authorized and directed to engage such engineering and technical assistants, and to do such other things as may be necessary to properly prepare and present said complaint to the Public Service Commission.

Passed December 18, 1922.

Pittsburgh, January 3rd, 1923,

I do hereby certify that the foregoing resolution, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval, on December 19th, 1922, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within ten (10) days from said date, whereupon it became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN,
Clerk of Council.

Resolution Book 5, Page 457.

No. 407

Whereas, The Dunn & Ryan Contracting Company on September 23, 1921, were awarded a contract for the construction of a sewer on Hazelwood avenue from Sabine street to Monongahela river and the extension of the outfall of the Jones & Laughlin Steel Company sewer adjoining, and

Whereas, The Dunn & Ryan Company relying on the fact that the plans for said work showed a water line along the side of said sewer ditch and knowing that if said water line were in the position shown on said plans, then with the aid of a ditch digging machine, said work could be speedily done and said company gave a very low bid for said work, and

Whereas, Said Company began digging said sewer ditch and proceeded to station 3-30 on said plan without difficulty but, at said station the water line above mentioned ran out into the lines of said ditch from 6 inches to 3 feet, making it impossible for the said contractor to continue the work with its machine. Immediately upon meeting this obstruction the Dunn & Ryan Company called the attention of the Assistant Engineer of sewers to said obstruction. They were instructed to proceed with the work and take care of said water line and that in so doing the contracting company would be compensated in a claim for extra work, and

Whereas, the Contracting Company following said advice continued said work and took care of the water line but was forced to abandon its machine and was compelled to put on

extra laborers to do said work at a cost to said company in the amount of \$3,861.70; Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Dunn & Ryan Contracting Company in the sum of \$2,661.10 for the purpose of payment of the above claim and charge the same to Appropriation No. 227, Hazelwood Sewer Bonds.

Passed December 27, 1922, by a two-thirds vote.

Approved January 8, 1923.

Resolution Book 5, Page 458.

No. 408

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Jacob Kmonk, in the sum of \$538.00 for damages to Jeffrey Automobile which was demolished by No. 11 Engine Company's Hose Carriage running into it on Carson street at South 15th street, on August 20th, 1922, and doctor's bill for attending passengers of the car who were injured when struck by the hose carriage, and charge same to Code Account No. 42, Contingent Fund.

Passed December 27, 1922, by a two-thirds vote.

Approved January 8th, 1923.

Resolution Book 5, Page 458.